Bulletin

OF THE

ERNATIONAL LABOUR OFFICE

Notes on the Laws and Orders contained in preceding numbers of the Bulletin.

Notes on Parliamentary Action.

Indexes.



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Bulletin

INTERNATIONAL LABOUR OFFICE

[NOTE.—The German, French, and English editions of the Bulletin are referred to as G.B., F.B., and E.B., respectively.]

Notes on the Laws and Orders contained in Vol. IX., Nos. 6-7.

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International Prohibition of Night Work of Young Persons and fix-ing a Maximum Working Day for Women and Young Persons.

International Agreement respecting the use of White (Yellow) Phosphorus in the Manufacture of Matches.

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1. International Labour Legislation

1.0. International. (a) Negotiations respecting the prohibition of the nightwork of young persons in industrial occupations and the fixing of a maximum working day of 10 hours for women and young persons employed in industry.

As stated in a Circular Letter from the Swiss Federal Council on 14th July, 1914 (Text E.B. IX. p. 287), addressed to the Ministries of State for the countries invited to participate in the International Diplomatic Conference, the suggestion that a Diplomatic Conference should meet on 3rd September, 1914, in order to convert into International Agreements the principles drawn up by the Conference of the year 1913, with respect to the prohibition of the industrial night-work of young persons and to the working day for women and young persons engaged in industrial occupations, was approved by Germany, Belgium, Spain, France, Great Britain, Luxemburg and the Netherlands, but rejected by Norway and Russia. It was assumed that It was assumed that further acceptances would be received and that the Conference was assured. Russia declared that the most important principles of the Drafts of 1913 were not, as a whole, suitable to the particular conditions of Russian industry, and that the participation of this State in International Agreements was consequently impossible. Norway stated that the home legislation in force provided for far more extensive protection than that found in the principles laid down in the Conference of 1913. Moreover, this protection was to be still further extended by a new Bill. The Government was, therefore, not in a position to participate in an Agreement based on the principles of 1913. As the Government further assumed that these principles would not be subjected to any important modifications by the Diplomatic Conference, they considered it best to renounce any idea of participation, although fully appreciating the aims of the Conference. The Federal Council further stated that, as at the Conference of 1906, the Council would submit formulated draft Agreements, the contents of which would embody the principles drawn up by the previous year's Conference, with the addition of certain provisions relating to the prohibition of night-work for women engaged in industrial occupations, and also that the text had been subjected to some editorial improvements.

In a Circular Letter dated 7th August, 1914, the Federal Conneil addressed the following communication to the Governments of the countries

in question:

[&]quot;In our Circular Letters of 30th December, 1913 (Text E.B. IX., p. 62), and 14th July, 1914 (Text E.B. IX., p. 287), we had the honour of sending to your Excellency certain communications with respect to an International Diplomatic Conference relating to labour regulation and to submit proposals to your Excellency. The Conference was to have met in Berne on 3rd September, but the present political events do not seem to permit this. We feel sure that you will agree with our decision that the Conference be postponed to some future date."

(b) International Agreement respecting the use of white (yellow) phosphorus in the manufacture of matches, dated 26th September, 1906. (Text E.B. I., p. 275.)

By Notification of 20th September, 1914, the British Legation in Berne in pursuance of §3 of the Agreement, informed the Federal Council of the adhesion of Canada to the said Agreement. (Eidg. Gesetzsammlung 1914 No. 47, p. 512).

[See also 2.00, Switzerland.]

2. National Labour Legislation

2.0. Labour Legislation of General Application

2.00. FACTORIES AND WORKSHOPS.

NETHERLANDS. The Regulations for the administration of the Labour Act of 1911 (Text E.B. VII., p. 47, No. 12), which were discussed as a whole in E.B. VII., pp. VI. et seq., have since that date been amended in various respects:—Thus, by Decrees Nos. 282 and 283 of 29th August, 1912 (Text E.B. IX., p. 226 and E.B. IX., p. 227, No. 2), the two Administrative Decrees Nos. 352 and 356 of 6th December, 1911 (Text E.B. VII., p. 60, No 14, and p. 88, No. 18) were amended in minor points. The Administrative Decree No. 353 of 6th December, 1911 (Text E.B. VII., p. 81, No. 15), was supplemented by Decree No. 294 of 16th September, 1912 (Text E.B. IX. p. 227, No. 3). This Decree (No. 353) contains special provisions with respect to exemptions from the prohibition of night-work for women and young persons in a series of trades; the new Decree modifies the provisions applying to brickfields and contains new exemptions for florists' establishments, flax works and work carried on in shops which are at the same time factories of workshops. Further Regulations for the administration of the Labour Act are dealt with under 2.01—Protection of children, young persons and women and under 2.5—Administration.

SWITZERLAND. Federal Act relating to work in factories, dated 18th June, 1914 (Text E.B. IX., p. 269). The Swiss Factory Act, of 23rd March 1877, introduced the 11-hour working day for factory workers, irrespective of age or sex, prohibited, in general, both night-work and Sunday work, and entirely prohibited such work in the case of women and young persons under the age of 18 years; the Act also excluded children under the age of 14 year from factory work and introduced an optional mid-day rest of 1½ hours for women with households of their own, an eight-weeks rest for women on confinement, liability for accidents, the right of the workers to be consulted on the drawing up of factory regulations, etc. The Swiss Act was thus the best labour law on the Continent, and served as a model for all other countries.

The authorities entrusted with the enforcement and interpretation of the Act also endeavoured to meet the demand for the extension of the application of the Act to workers in need of protection in works of medium size At the commencement of the new century, however, the transition of neighbouring States, such as France, to the 10-hour day and the shortening of the working period on Saturdays and the eves of holidays in the German Empiremade the amendment of the Factory Act seem more and more expedient

A treatise by the Factory Inspector Fridolin Schuler* clearly demonstrated the necessity for amendment.

The Act was partially amended by the Federal Act of 1st April, 1905, (Text G.B. IV., p. 56, No. 2), which limited work on Saturdays for all workers in factories and which made it illegal to give the persons employed work to take home with them.

On 12th April, 1904, the National Council declared Studer's motion to be of importance. It was worded as follows:—

"The Federal Council is invited to examine the question whether the Federal Act relating to work in factories should not be amended in order to bring about a reduction of the hours of work, improved protection for the workers and, in general, a more thorough application of the chief principles of the Act and the Orders in pursuance of it, and to forward a report on the matter to the Federal Legislature as soon as possible."

The Department of Industry was of opinion that this motion might be accepted without further discussion and on 16th April, 1904, it instructed the factory inspectors to draft a Bill. As a result of this preliminary work the following documents appeared during the three subsequent years:—(I) The Bill drafted by the Federal factory inspectorate, dated 31st December, 1904; (2) The collection of suggestions put forward by the Cantonal Governments, 1906; and (3) a revised Bill, drafted by the Federal inspectorate, dated 19th February, 1907. A committee of experts, consisting of representatives of the authorities, confidential representatives of the persons concerned (commercial and industrial associations, trade societies, workmen's associations), expert administrative officers, experts in hygiene, etc., under the presidency of the Chairman of the Department, Federal Councillor Deucher, considered the Bill submitted by the factory inspectorate. This revised Bill was then used by the Federal Council as a basis for the Bill, which was submitted to Parliament, together with a Message, on 6th May, 1910.

The most important innovations in the Bill, which contained 80 Sections, as compared with the Act of 1877, containing only 20 Sections, concerned the scope of the Act, the position of the workers as parties to the contract of work, and working hours. The scope of the Act was to be extended by including undertakings† not hitherto subject to the Act, and benevolent institutions; he elimination of fines and of the retention of wages (décompte), as well as he granting of the right of coalition, were intended to emphasize the equality of the rights of the worker as a party to the contract of service; the provisions with respect to the working hours were to be rendered more favourable to the workers by the introduction of the 10-hour day and the limitation of overtime.

[†] The Swiss Factory Statistics give the following figures:-

		Industrial	Persons		Power used.	
Year Une		Undertakings.	Employed.		H.P.	
1882		2,642	 134,862	2.4	59,451	
1888		3,786	 159,106		82,393	
1895		4,933	 200,199		152,718	
1901		6,080	 242,534	4	289,037	
1911		7,785	 328,841		712,622	

^{*}F. Schuler "Die Revision des schweiz. Fabrikgesetzes." Brauns Archiv für Soziale Gesetzgebung und Statistik 1903, pp. 21, 280.

The Regulations contained in the Bill were as follows:-

I. General Provisions.* Any industrial undertaking was to be included as a factory within the meaning of the Act when the majority of the workers were employed away from their homes, either on the premises of the undertaking and in workshops annexed thereto, or elsewhere on work connected with the industrial working of the undertaking. The Cantonal Government was to decide in the first instance whether an undertaking was to be considered as a factory subject to the Act, the final decision resting with the Federal Council. Workshops, machinery and machine tools must be so erected and maintained as to ensure, as far as possible, the health and safety of the workers, and every available means for the prevention of sickness or accidents must be adopted. The dimensions of the workrooms must be posted up. The sanction of the Cantonal Government must be obtained before erecting or altering factory premises. Every accident resulting fatally or causing incapacity for work for a period exceeding 6 days must be

The following were made subject to the Act by Federal Order of 3rd June, 1891:—
(a) Undertakings in which more than five workers are employed, where mechanical power is used, or where persons under the age of 18 years are employed. or which entail certain dangers to the health and safety of the workers.

(b) Undertakings in which more than 10 workers are employed and to which

none of the conditions mentioned in Sub-section (a) apply.

(c) Undertakings in which fewer than six or eleven workers, respectively, are employed, which entail exceptional dangers to health and life, or which undoubtedly

bear the character of a factory.

As explained in the Message accompanying the Bill (page 9), the Federal Council wished, with respect to the limitations of the scope of the Act, to abide tundamentally by the principles of the existing Act-i.e., not to introduce any exact description of undertakings which are to be considered as being factories under the Act. "The general term has proved most satisfactory, since it has allowed us, in course of time, to suit the administration of §1 to varying conditions." The phrase "a majority of the workers" was also to be retained, and the actual numerical limits for the various classes of enterprise were to be fixed by administrative methods; the Federal Council anticipated that "the numerical limits hitherto in force would be reduced." By means of the test "employed away from their homes," home-work was, as hitherto, to be excluded from the scope of the Factory Act; the regulation of this matter was left to be dealt with by special legislation, to be adopted in pursuance of §34 of the Constitution (cf. E.B. IV., p. 51). The rule that the workers were to be "simultaneously and regularly" employed was to be omitted, so that no argument against inclusion might be raised by undertakings working in shifts with a small number of workers, on the ground that the majority are not employed in any one shirt—that is to say, not simultaneously; and by seasonal industries, which are suspended during part of the year. The stipulation that the workrooms were to be enclosed was no longer to be made a condition for subjecting an industry to the Act, so that not only persons working in more or less enclosed premises (e.g., saw-mills), but also those working in the open air in factory yards and in the workplaces of industrial undertakings (breweries, cement works, brick-yards, wood-working undertakings), and those employed by a factory away from the factory premises (installation, erection, transport of goods) might be included. This was, actually, in accordance with the practice which had been made possible by a liberal interpretation of the term "enclosed premises." As early as 1904, in view of the numerous abuses existing in Homes, which were mainly established for foreign workers or women, the Swiss Workmen's Union had demanded inclusion of these institutions under the Factory Act. As a result, the so-called "benevolent institutions"—i.e., living and sleeping accommodation for the workers provided by the employer, factory huts, canteens, etc.—were to be regulated in \$\$65\$ and which are suspended during part of the year. The stipulation that the workrooms were provided by the employer, factory huts, canteens, etc.—were to be regulated in \$865 and 72, as regards their sanitary condition and inspection, although they were not to be made subject to \$1. As regards mines and stone quarries, which were hitherto only included under the Factory Act as annexes to factories, the Federal Council reserved to itself the right to regulate them separately, should it prove impossible to apply the Factory Act to them.

^{*} In pursuance of §1 of the Factory Act of 1877, every industrial establishment was to be considered a factory when the majority of its workers were simultaneously and regularly employed away from their homes in enclosed premises.

notified to the authorities by the factory owner, and every worker must notify the factory owner of any accident which may occur. All persons concerned must at all times have free access to the records. The Federal Council was to indicate what should be considered industrial poisons. factory owner must keep a register of the workers employed in his undertaking and place it at the disposal of inspecting officials, and he must draw up factory regulations with respect to the arrangement of the work, the maintenance of order within the factory and the payment of wages. Exclusion from work, fines and the retention of wages were to be inadmissible*. The factory regulations must be approved by the Cantonal Government. They must be posted up in the works and every worker, on being engaged, must be handed a copy. The contract of service might be terminated at a fortnight's notice, unless a different period of notice (the same for both parties) had been agreed upon, either specially in writing or by a collective or normal contract. The first 14 days must be considered as being a trial period, during which the agreement may be terminated without any notice. Notice cancelling the contract of service might not be given on account of the exercise of rights

* With respect to the important and disputed amendment prohibiting the factory-

states (page 32):
"The workers urged that the retention of a certain portion of the wages on each pay-day, which was originally only intended as an indemnity in the event of a each pay-day, which was originally only intended as an indemnity in the event of a worker leaving work unlawfully, had in course of time come to be looked upon as a security which the factory-owner was entitled to retain if, owing to certain delinquencies, he was justified in summarily dismissing a worker, or if he suffered any injury through the worker's fault. This procedure is in contradiction to the common law, in pursuance of which the factory-owner is compelled to prove the injury, and constitutes a judicial inequality, in that the employer pronounces a decision in his own case and retains the means with which to satisfy his claim, whereas both these adventeers are depied to the worker. Manufacturers reply that such retention of advantages are denied to the worker. Manufacturers reply that such retention of wages is indispensable, as it constitutes a safeguard against the illegal termination of

owner from imposing fines, the Message contains the following remarks (page 22):

"Manufacturers declare that fines are essential for the maintenance of discipline and order, that, at the same time, they do not constitute a hardship for the workers, and that, in reality, they only amount to a very small fraction of the wages. Nevertheless, we have decided to adopt the suggestion, submitted by the factory inspectorate and by the majority of the members of the committee of experts, that fines should be abolished. The fine system has outlived its usefulness. The presentday sense of justice is outraged when one party to a contract is entitled to impose a penalty, whereas the other is forced to seek protection in a court of justice. The weapons are not equal; at the best, the bringing of an action causes the worker serious difficulties. The alternatives of only allowing Workmen's Committees to impose fines is not to be recommended, as these Boards are not suited to many small industries and are frequently looked upon with distrust by the workers, who do not credit them with the necessary independence. As a matter of fact, in many undertakings, and even in entire branches of industry, fines are no longer known and the maintenance of order is in no way impaired. It is true that the standard of the workers is not everywhere equally high. Experience teaches, however, that where they belong to the more unruly element, fines have not the desired educative influence, as it is generally the same persons who are fined over and over again. The reduction by one-half of the maximum fines hitherto in force would only prove a half-measure, and would not go to the root of the matter. The abolition of the fine system will no doubt cause difficulties at first to many factory-owners; but these they will soon overcome. will be saved many annoyances resulting from the fines, and the workers spared numerous causes of irritation, more especially where it is the function of an employee, and not of the factory-owner himself, to impose the fines. If the prohibition of fines brings about an improvement in the mutual relations of employer and employed, it should undoubtedly be welcomed. It may be expected that the workers will do their best to raise the sense of duty, wherever it is faulty, so that breaches of discipline in factories may disappear as far as possible."

With respect to the second amendment, the "décompte," the Federal Council

guaranteed by the constitution,* compulsory military service or incapacity from work for a period not exceeding four weeks. The wages must be paid once a fortnight, in legal currency, accompanied by a statement of accounts; payment must be made on a work-day during working hours. Wages must also be paid in the event of accidents. A supplementary wage amounting to not less than 25% of the regular wage, must be paid for overtime, night work and Sunday work. No deductions from the wages might be made for the use of work-places, for lighting, heating, cleaning, for working materials, for the use of tools, the supply of motor power, or for supplies purchased from the manufacturer. With a view to the amicable settlement of collective disputes the Cantons must establish Conciliation Boards consisting of an equal number of representatives of the factory owners and of the workers.

II. Working Hours. The Bill proposed to introduce a maximum working day† of 10 hours. On Saturdays and the eves of holidays the working period must not exceed 9 hours. The working day must be comprised between 6 a.m. (in the summer months, 5 a.m.) and 8 p.m. (5 p.m. on Saturday) Workers might not be given work to take home with them. The hours for commencing and terminating work might be altered by way of exception If the necessity should be proved, the work might thus be divided into two shifts on not more than 80 days, with each shift not exceeding 8 hours

the contract of service on the part of the worker and a security with which to cover any injury which may be caused to them; that it entails no judicial inequality, because the worker has the right of appeal in a court of justice. As regards legal proceedings, this proves of doubtful value to either party. As a rule, the worker will decide not to bring an action if he is about to change his place of residence or dreads the trouble and the cost of the proceedings, and the factory-owner will avoid doing so because, apart from the vexations entailed by legal proceedings, he very often cannot expect to recover the amount of the damages. It is unanimously agreed that, owing to the difficulties of calculating the amount of the wages, it is impossible in many industries to expect the wages lists to be completed on and including the last working day; for this reason, and for no other, the representatives of the workers wished to admit, to a limited extent, the principle of the retention of wages."

A compromise was therefore arrived at in the Bill, stipulating that when the wages cannot be calculated in time for pay-day, not more than three days' wages may be held over, but that the amount so retained must be paid to the worker upon the termination of his contract of service, and must therefore in no way be used as a security of any kind not even in virtue of an agreement.

* The Federal Council's comment on this question is as follows (page 29):—"The right to give notice must remain unhampered in so far as either party may give notice without having to assign a reason. Some of the reasons that are given, however, do no seem to justify notice being given to the worker. . . "This was borne in mind by the committee of experts and the factory inspectorate when drawing up the regulations "The most important of the constitutional rights is that relating to the right of coalition the next relates to the right to vote. The associations concerned are principally workers trade organisations. Notice is frequently given to workers because they belong to sucl associations; this is unjust and renders the representation of collective interests mor difficult; and yet it is to the latter that the worker must look if he wishes to better hi position. Moreover, the self-same means are used, with the same rights, by the employers The position is balanced by the fact that, according to the provision contained in §15, th worker is also prohibited from giving notice to an employer because he is a member of an employers' association."

† In §11 the old Act fixed the maximum working day at 11 hours. Since 1907 however, 59.6 per cent. of the factories, without any legal compulsion, had introduced working day of 10 hours or less.

According to data collected by the Federal factory inspectors during 1909, the daily working period in the most important industrial groups (Saturdays excepted

dermits authorising overtime might not be granted for periods exceeding of days at a time nor in respect of more than 80 days in the year; such permits here always to be issued for a definite number of hours and a definite number of workers. The hours of work might only be extended in case of need by not more than 2 hours. Night-work and Sunday work were only to be permissible by way of exception, with the consent of the workers concerned, and or not more than six nights or Sundays. The full text of the permits was be posted up in the works. The owners of factories with continuous rocesses might be granted authorisations for the purpose, by the dederal Council, provided that the shifts should not exceed 8 hours. The nifts must be changed every 14 days. The regulations relating to the torking hours were not to apply to any supplementary work which must recede or follow the actual process of manufacture.

III. Protection of Women Workers. Women might not be employed a night or Sunday work. The Federal Council was to designate the kinds factory work and the processes on which women might not be employed. hould the hour for commencing or terminating work be altered, or the two-

Working Period (hours),			Textile.		Metal & Machinery.		Watches, Jeweilery.		Food, etc.	
			Under- takings.	Workers.	Under- takings.	Workers.	Under- takings	Workers.	Under- takings.	Workers.
ot exceeding	9½ 10 10½	• •	34 77 608 457 842	794 3,099 48,331 34,674 27,281	42 224 763 156 82	2,263 10,637 31,980 19,694 2,071	37 25 595 102 83	678 1,437 23,758 4,303 1,292	25 30 326 116 173	1,056 852 11,804 6,049 3,432
			2,018	114,179	1,267	66,648	842	31,468	670	23,193

In the year 1909, the working day (Saturdays excepted) in 4,820 factories (i.e., 24 per cent. of the total number), employing 192,766 workers (i.e., 62:1 per cent. of the

tal number) amounted to 10 hours or less.

The following passage is found on page 46 of the Message:—"The step taken in 1777, when the 11-hour day was introduced, was decidedly more important and more tring than the present transition to the 10-hour day, although, with the increased reduction of the working period, it becomes more and more difficult to make good the deficiency production by means of more intensive work. On the other hand, this very circumstance a warning to moderation. The above-mentioned concentration is more easily possible here human labour is employed, less easy in the case of machinery. Beyond a certain nit, which varies according to the mode of working, the reduction of the working period of the making up of the deficiency in production by more intensive work cannot entirely sep step, apart from the fact that the worker demands the same wage for the shorter as in the longer working period. In spite of the reduction of some of the working expenses, industry is injuriously affected if the above-mentioned decrease is carried too far, he worker must take into consideration that, when the rate of output is forced to its most, the danger of accidents increases to an alarming extent. A settlement of the testion by means of an international agreement, fixing the working day at less than 10 hours, cannot be expected in the near future. The fact must also be borne in mind that he question not only affects the very existence of our export industry, but also of many anches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches of industry and trade concerned in the manufacture of goods for home consumpanches

Of the Cantonal Governments, only two objected to the 10-hour day; as regards e manufactures, objections were raised, more especially by those concerned in the cotton lustry, in which the volume of the output mainly depends on machinery, but in which, the other hand, a large number of female workers and young persons are employed.

shift day be introduced, the night's rest for women was, in any case, to consist of not less than II consecutive hours and include the hours betwee 10 p.m. and 5 a.m. Women responsible for the care of a household might not be employed for more than the normal working hours and, if the mid-datest is not of 1½ hours duration, they must be allowed to leave half-an-hout previously. Such women must on request be granted a holiday on Saturdate afternoons, beginning at midday. Women might not be employed within sit weeks of their confinement, or be given notice during this period. Women is pregnancy were to be entitled to leave work temporarily without previous notice.

Protection of Children and Young People. Employment wa prohibited in the case of all children under the age of 14 years and those sti subject to compulsory school attendance; such children might not even b allowed to remain in the work-rooms. The Federal Council was to designat the branches of industry in which children under 16 years of age might not b employed at all. As a rule, young persons under the age of 18 years migh not be employed on night-work, Sunday work or overtime work. The Federal Council was, however, to be given power to specify the industrie in which a certain number of young workers might be employed on overtim work, for definite hours, if such employment were carried on under speciall favourable conditions. The same regulations as those applying to wome were to apply to children, as regards the duration of the night's rest and als in the event of the hours of commencing or terminating the work beir altered or the two-shift day being introduced. A birth certificate must be submitted with respect to all persons under the age of 18 years. In the case of young persons, the period of work, together with the time for their scholast and religious instruction, might not exceed 10 hours. The terms of apprentic ship must be regulated by written indenture.

V. Welfare Institutions. Establishments maintained by factory owne for the benefit of the workers, (e.g., boarding and lodging houses) must comp with the requirements of hygiene. Workers were to have the right to sha in the management of benefit funds and the accounts relating to such fund must be submitted to the workers concerned.

VI. Administration of the Act and Penal Regulations. The Feder Council was to have power to issue regulations for the carrying out of the Act. The Cantonal Governments were given the duty of superintending is enforcement. The Federal Council was to act as final court of appeal ar supervise the administration of the Act through its officials, the Federal factory inspectors. The latter were to have access to all premises connect with a factory. Infringements of the provisions of the Act or of the factor regulations were made punishable, in unimportant cases, by fines of from to 50 francs, or in serious cases or in the event of repeated offences, by fines from 50-500 francs, which might be combined with imprisonment for a ter not exceeding three months.

When irreconcilable opposition was shown by some of the members Committee of the National Council, to which the Bill had been submitt for preliminary consideration (cf. Report by the President of the Committ of the National Council with respect to the revision of the Factory Act 24th January. 1913), the President of the Department of Industry, Feder Councillor Schulthess, who was also the reporter on the Committee of to National Council, invited two representatives each of industrial undertaking and of the workers to meet in conference with a view to a compromise; the committee of the committee of the committee of the workers to meet in conference with a view to a compromise; the committee of t

onference endeavoured to arrive at the principles on which an understanding ight be reached. The Federal Council submitted a Report to Parliament ith respect to the result of these successful negotiations, which were not oncerned with actual decisions, but with compromise proposals to be subitted to the Committee of the National Council and to the National Council self (Report of the Federal Council to the Federal Assembly relating to the otions drafted by the Committee of the National Council with respect to

ne Factory Act of 14th June, 1913).

As regards the scope of the Act, and taking into consideration the nticipated adoption of legislation which would define the undertakings subject the Factory Act and those subject to the legislation under §34 of the constituon,* the Bill drafted as a compromise advocated the retention of the text supported by the majority of the Committee members (general indications ith respect to the term "factory," placing the burden of definition on the eneral regulations for the administration of the Act to be issued by the ederal Council) and not, as desired by the minority of the Committee members, attempt at a more minute definition of the term "factory," based on ertain special features, such as the number of workers, the use of machinery, pecial working dangers and the employment of young persons.

Contrary to the original Bill, which prohibited fines, the majority of the ommittee members did not wish to prohibit fines straightway, but to restrict eir application. In the Bill it was now proposed to permit fines, but only r the purpose of enforcing the factory regulations and of maintaining order ithin the factory premises, and not, consequently, as a penalty for any failure fulfil the contract of service, and, moreover, with the proviso that any fine sceeding 25 centimes must be countersigned by the factory-owner, that no ngle fine might exceed one-quarter of the daily wage, and that all fines paid ust be employed for the benefit of the workers, especially for provident inds.

With respect to the Section relating to the right of coalition, the majority the Committee wished to word it as follows: "Notice to terminate the entract of service may not be given on account of the exercise of rights granted the Constitution, in so far as this does not injuriously affect the existing ntract of work." But it was proposed as a compromise, in agreement with e Minority on the Committee of the National Council, to omit this Section tirely, as it was considered to exceed the original intentions of the Federal ouncil, in that it would not only prohibit the giving of notice in the event of e exercise of a constitutional right being the alleged reason for such notice, it even where it was the actual cause for the notice. "The Constitution protects rtain rights of the individual in relation to the State, as for instance, the right coalition, but in no way creates a right as against third persons. To inaugate the protection of constitutional rights as against third persons would be important step which can clearly not be taken in a special Act." (p. 9 of the pove-mentioned Report.) Bearing in mind the doubts of the Department of stice and, more especially, of those Departments charged with the inspection Federal works, the Federal Council also recommended that this Section ould be eliminated. "The inclusion of this regulation would constitute infringement of the free right of contract, which clearly cannot be limited, a special Act, for certain classes of workers and employers. If the parties e no longer to be allowed to terminate their contracts after a given time, espective of motives, then the logical consequence would be that the parties

^{*} Text E.B. IV., p. 51.

might be compelled to enter into contracts of service in certain circumstances (p. 10). In accordance with a motion put by the National Councillor Stude the whole question of the protection of the right of coalition was to be reserved.

for the future revision of the penal law.

As regards wages kept in hand (décompte), it was admitted in the B that in all the more important undertakings, more especially in the case contract work, it would be impossible when calculating the wages, which mu be paid on a working day and during working hours, to include and to pay the whole amount due, including that for the pay-day itself, and that for th purpose the three days originally allowed were insufficient; it was also co sidered better, contrary to what had been previously admitted, to give the Cantons the power to grant exceptions. The Bill therefore contained the following clause: -" The amount of the wages held over on each pay-day sha not exceed the total amount of the wages due for the last six working day nor, in the case of piece or job work, a sum approximately equal to the sa total amount of the wages due for the last six working days. Moreover, th balance in favour of the worker shall retain all the legal properties of a clair for wages." In order to avoid the amount in hand being confiscati forthwith, in the event of an illegal breach of contract on the part of t worker (as was provided in many factory regulations) and to ensure, on t contrary, that it might only be seized in pursuance of \$340 of the Law of Oblig tions in the event of a possible claim for damages by the factory-owner. t following supplementary clause was added in the Bill :- "Any agreement stating that the outstanding wages may be used as a security or be retained and may be confiscated forthwith by the employer in the event of an illeg breach of contract on the part of the worker, shall be void."

An important amendment with respect to the supply of working materia was contained in the Bill. The majority of the Committee of the Natior Council had demanded that the manufacturer should not be allowed to ma any claims whatsoever arising out of the supply of "working materials." T Minority wished to eliminate this Section. The furnishing of materials is st in vogue in the watch and ready-made clothing industries. In order to ma this regulation for the protection of wages quite clear, it was decided as compromise to omit all mention of working materials from the Section enumerating the various cases in which deductions from wages are published; but, on the other hand, a supplementary paragraph was added, word as follows: "The factory-owner shall not charge the worker more than toost price for any goods or supplies. The settlement for such accounts shall be made by way of a deduction from the wages due to the worker."

As regards hours of work, the greatest difficulty was the establishment a standard working day. The Federal Council and the Majority of the Counittee of the National Council had desired to fix the working period at 10 houper day and at 9 hours on the days preceding Sundays, whereas the Minorion the Committee advocated 59 working hours per week, divided in such manner that the working period per day should not exceed 10½ hours, not hours on the days preceding Sundays. (The Report draws attention to tact that the statistics for 1911 show a further voluntary reduction of working hours:—In 1909 the daily working period was 10 hours and less in 63:41 cent. of the factories and for 62:1 per cent. of the workers; and in the yardin in 69:2 per cent. of the factories and for 65 per cent. of the worker The following clause was proposed as a compromise:—"For 10 yeafter the coming into force of the Section relating to hours of work, factor

which have introduced or are introducing a weekly half-holiday may work

or a maximum period of 10½ hours on the remaining days."

Another disputed question concerned the permanent permits for night nd Sunday work. Although the opinions were unanimous with respect to ne principle of permanent permits for night and Sunday work, various contraictory suggestions were put forward in regard to the organisation of connuous industries. The Federal Council and the Minority on the Committee ad. as a rule, advocated the 8-hour working period, with the reservation that ne Federal Council might sanction certain exceptions. The Majority on the ommittee had fixed the duration of a shift at a maximum of 12 hours, and had esired to impose a period of rest of not less than 2 hours per shift and, morever, to confer on the Federal Council the power to order the adoption of the hree-shift system whenever this was necessary for the protection of the health nd safety of the workers. In the Bill the following compromise was advo-ated:—" Permits for continuous work may be granted by the Federal Council the applicant proves that this is indispensable to the working of his underaking and if he submits a time-table of the hours or shifts, showing the working eriod for each individual worker; the working period for each worker shall not xceed 8 hours; the Federal Council may, nevertheless, authorise a working eriod of from 8 to 10 hours when this is rendered necessary by the economic onditions of production in a factory or industry, and provided that the life nd health of the workers are duly safeguarded; the duration of a shift shall ot exceed 12 hours; the period of rest shall not be less than half-an-hour in the ase of 8-hour shifts, I hour in the case of 8-10 hour shifts, 2 hours in the case f 10–12 hour shifts.''

With respect to women who are responsible for the care of a household, was proposed as a compromise, in view of the large number of such women, n 1911, 28,332—i.e., one-quarter of all women workers, or not quite one-third f those over 18 years of age) to accept the elimination of the overtime probibition decided on by the Committee, but, on the other hand, to stipulate that, we years after the coming into force of this Section, such women should upon equest be granted a holiday on Saturday afternoon.

Further amendments were introduced in the Bill with respect to the roposed regulations concerning the calculation of overtime pay in the case of iece-work, the position of young workers with respect to scholastic and religious instruction, the terms of apprenticeship, the relation of the Factory Act the Swiss Accident Insurance, the establishment of a Factory Commission

nd the procedure for investigations and prosecutions.

The debate in the plenary sitting of the National Council on the Bill began 20th September, 1913, and was carried on during the autumn session as 47. Seven of these Sections (relating to the scope of the Act, the emporary suspension of workers, the sanction of the factory regulations, the ght of coalition and the conditions with respect to the giving of notice) were gain referred to the Committee. Of the 86 Sections of the Bill, a total of 40, hich contained the most important provisions relating to the maximum orking day, the midday rest, the Saturday afternoon holiday, the two-shift estem of work, overtime, night and Sunday work, were definitely adopted.

The right of imposing fines in factories, opposed by the Social Reform group and the Social Democrats, was retained, with a supplement prohibiting the ablication by way of notice, or in some similar manner, of any fines which light have been imposed; the provisions concerning the retention of wages

nd deductions from wages were also retained

As regards the Cantonal Conciliation Boards, the Council again made compulsory to take part in the proceedings (which had been omitted in t Bill embodying the compromise), as well as to appear before the Board. motion put by the St. Gall Deputy Mächler, that the Act might be extend with a view to converting these Conciliation Boards into a kind of Arbitration Court, as had already been done in some Cantons (Basle, Zurich, and in the S Gall Bill), and might grant the Cantons the power to decide that, at the request one party or of one authority, an arbitration decision must be given, no matt whether or not it can be carried into effect, was handed over to the Committ for examination. The Committee met the suggestion by proposing the intr duction of a new Section, which was worded as follows :- "The Cantons ha the right to confer more extensive powers on the Conciliation Boards the those provided for in the present Act." The author of the motion declarhimself satisfied with this text, and the Council agreed to the Committee proposal. The Council approved the establishment of a Conciliation Boa for Federal works (the so-called "Federal Works Board") as proposed the Bill. The Bill provided that one of the three permanent members on t Board must be a representative of the workers, and two of the four members nominated in individual cases must be selected from among the workers in t works concerned and must be proposed by the workers; the new provisions we also to apply to the Swiss Federal Railway Works.

In the Bill the maximum working period was fixed at 10 hours for the fir five week-days and at 9 hours on Saturdays; but, at the same time, for transitory period of 10 years permission might be granted for a worki period of $10\frac{1}{2}$ hours on the first five week-days and of $6\frac{1}{2}$ hours, ending not lat than I o'clock in the afternoon, on Saturdays. The Committee's Report the St. Gall Deputy Wild, justified this proposal by pointing out that in virt of it, those undertakings which had already introduced the half-holiday on t Saturday afternoon (in 1900, nearly 700 industrial undertakings—i.e., appro imately 9-10 per cent. of all the undertakings, employing 67,000 worke might retain this institution without being compelled to sacrifice it to the hour working day. The speakers on the Social Democratic side opposed t transitory regulation and demanded its elimination. They were support by some middle-class representatives, as, for instance, by the chocole manufacturer Cailler, who stated from his business experience that in undertaking about Christmas-time the working period was always prolong to II hours, but that after three weeks in the case of men, and after a fortnig in the case of women, the output was again the same as with the 10-hour da for which reason the periods during which overtime work was indispensal were always restricted to 14 days. Among the other middle-class rep sentatives who, even though they temporarily endorsed the 59-hour week systematically advocated the 10-hour working day, must be mentioned t textile manufacturer Gugelman and the shoe manufacturer Bally. 1 former declared that since the middle of the nineties the working day had be reduced to 10 hours in the textile industry, and that very good results had be obtained. The reduction in the working period could be compensated for industrious and expert working, more especially in the weaving mills (in wh the looms are active during approximately 60 per cent. of the time and sta still during 40 per cent. for the introduction of fresh spools and for ty broken threads), and less easily in spinning mills and least of all in the f spinning mills. The firm of which this Deputy is a member had worked sin 1802 on the 10-hour working day; in 1907, with the sanction of a majority wo-thirds of the workers, the half-holiday on Saturday was introduced, ombined with an extension of the working period for the first five days in the eek and an interval of rest of one quarter of an hour during the morning. The fear that the half-holiday on Saturday afternoon might be abused has ot been justified; on the contrary, experience has shown that the people have nown very well how to employ the time advantageously for the benefit of heir homes." When these clauses of the Bill were put to the vote they were assed by 107 votes against 28. A conciliatory motion put by the Basle eputy Burckhardt to the effect that permission to work 59 hours per week hould only be granted to those factories in which, upon the coming into force the Act, the 10-hour day and the half-holiday on Saturday afternoon had of already been introduced, as well as a motion by Cailler, that when in any ranch of industry three-quarters of the factory-owners and three-quarters of he workers already benefited by the 6½-hour working period on Saturday, the ederal Council, in agreement with the Factory Commission, might declare his regulation to be compulsory on all factory owners in the branch of dustry concerned, were rejected.

With respect also to the system of two day-shifts, which was specially emanded by the machine industry and which the Committee Reporter escribed as being "less a technical requirement than a request inspired by immercial necessity and a means for the better commercial utilisation of the orking installations," the Council sanctioned the proposal contained in the ill (the working period for each individual worker not to exceed 8 hours, with ne interval of rest of not less than half-an-hour, or two of one-quarter of an our each). The amendment concerning the two day-shifts, to which the better commercial utilisation of the 8-hour shift, was opposed as a dangerous step by the Glarus emocrat Blumer. He declared that this would place one of the chief principles of labour legislation, restricted factory working, as well as family life and the whole industrial life, on a different footing, and would create the anger that, during periods of pressure, too many workers would be engaged, ho could not be permanently retained.

A lively discussion ensued with respect to the manner in which continuous rocesses should be regulated. It was proposed that three working shifts of hours each should be the rule, with the proviso that the Federal Council could inction a working period of 10 hours, but that no shift might exceed 12 hours. this connection the Socialists demanded the enforcement of the 8-hour shift. nd would have restricted the power of the Federal Council to allow a 10-hour hift to a transitory period of 10 years. In a motion put by the middle-class arties it was proposed to introduce a clause in virtue of which, for industries eing worked continuously in two shifts and concerning which it had already een proved that the introduction of the three-shift system would be imossible, the retention of the present arrangement would be safeguarded, by oviding that the transition to the three-shift system should only take place the event of important modifications in the conditions of employment. s such, the authors of the motion enumerated the progress of technical science. hanges in methods of manufacture, new economic conditions and, more pecially, international labour agreements. "If once it becomes possible, an international basis, to introduce the three-shift system uniformly for all e industries on the Continent, then the moment will undoubtedly have me when the three-shift system can also be introduced for Swiss industries." he regulation of this question concerned, in the first instance, the cement and brick industries, the chemical industry, the paper industry, zinc world and carbide factories. The Socialists stated, in defence of their motion, the the distinction between duration of the working period and hours of present contained in the Bill was only theoretically admissible, and that, in practic the duration of the shift would be equivalent to the duration of the working period, all the more as the periods of rest might only in exceptional cases I spent outside the premises of the undertaking, and as even simple supervision must be considered as being work; this view had, moreover, already been confirmed in the original Message issued by the Federal Council in the ve 1910. The representative of the Federal Council promised that in the admini tration of the Act both the interests of labour and of the industry would borne in mind. He drew attention to the possibility of combining the two ar three-shift systems (i.e., one shift to be on duty for 10 hours and to work f 9 hours, the same for a second shift, and further workers to be engaged complete the remaining 4 or 6 hours), in virtue of which the workers would present for more than 8 hours but for less than 12. a possibility which shou not be excluded after the expiration of 10 years; moreover, the transition the 8-hour system ought not to be fixed for any given date, but should 1 allowed to result from the progress of technical development. The difficulties which in other countries were equally in the way of the introduction of t three-shift system, could be gathered from the reports of the debates of the Committee appointed by the International Association for Labour Legislatio When put to the vote, the motion by the Committee was passed by 92 vot against 20.

During the December session—on 1st December, 1913—the Nation Council resumed the debate on the Bill at §48. In this case also most of t provisions contained in the Bill or put forward by the Committee were pass without further discussion. The following are the most important amen

ments :--

Out of consideration for the Cantons which includes various religio communities, the provision which stipulates that the Cantons may fix eigholidays per year, which are to be considered as Sundays within the mea ing of the Act, was supplemented by the following provision:—"T Cantons are entitled to appoint certain days as special holidays for certain districts."

In virtue of a clause in the Bill, which remained uncontested, the regulations with respect to hours of work were not to apply to any supplemental work which must precede or follow the actual process of manufacture, but the Federal Council was to be granted the power to issue special regulations of the protection of workers engaged on such work. In reply to a petition by the furnacemen's and machinists' union, the representative of the Federal Coungave an assurance that everything possible would be done to meet the wish of these workers, subject to inquiry into the matter by the Factory Department

Upon request of the medical members on the Council, the period of copulsory rest for women after confinement was prolonged from six to eight wee a provision which was already contained in the existing Factory Act and in toriginal Bill submitted by the Federal Council. Moreover, the Counaccepted the supplement proposed by the Social Democratic Party, the notice may not be given to women in pregnancy on account of absence frow work previously notified.

Upon a motion by the Thurgau physician, Dr. Ullmann, the Courfurther decided to raise from 14 to 15 years the minimum age for the admissi

of girls to work in factories. This motion, which the mover justified on hygienic grounds (the comparative frequency of illness in youthful female and male workers is 174: 100, according to Dr. Schuler) and on social grounds (the probability that girls would then enter domestic service and so obtain training in household management), was opposed by the representatives of the Federal Council.

The Council sanctioned the proposed prohibition of overtime, and of night and Sunday work, in the case of young persons under the age of 18 years, even in the case of continuous working. A lively debate arose when the Deputy Ballmer proposed that the following clause should be added:—"The Federal Council shall have power to grant permission for the employment of young male persons, between the ages of 16 and 18 years, in factories with continuous processes, provided the co-operation of such young persons is proved to be indispensable, and especially when this seems necessary for their thorough industrial training. Such young persons may not be employed in the said undertakings for more than 10 hours, including the periods of rest." This motion was intended to safeguard in the glass industry the continuance of a privilege which it already enjoyed in pursuance of \$16, par. 3, of the Act hitherto in force. The mover referred to the repeated discussion of this matter at the sittings of the International Association for Labour Legislation. The Committee and the Federal Council opposed the motion.

According to information submitted by the Federal Councillor Schulthess, 1,357 workers are employed in the II Swiss glass works; of these, only three employ a total number of 45 persons between the ages of 16 and 18 years on night-work. Although the Act in force even gives the Federal Council the right to grant permits for night-work for boys between the ages of 14 and 16 years, in the interest of their future industrial training, only in one instance has the Federal Council been led to make use of this privilege; but even in that case no such employment actually takes place; only in three works are young persons between the ages of 16 and 18 years employed; this should prove that the glass works in Switzerland require no exemption. The motion was rejected by 74 votes to 18.

Upon the suggestion of the medical members on the Council, it was decided to prohibit so-called welfare institutions from supplying alcoholic beverages

during working hours.

A suggestion relative to the appointment of women inspectors was approved by the Federal Councillor Schulthess. A proposal that the inspectors must upon the occasion of each of their calls first present themselves to the owner of the undertaking or to his representative, was rejected at the request of the

Social Democrats.

The first debate on the entire Bill was followed by a fresh discussion of the Sections which had been again submitted to the Committee; this in most cases resulted in the retention of the text of the Bill. §18, relative to the right of coalition, gave rise to a renewed exhaustive discussion. The Committee advocated the retention of the unaltered text of the Bill which had been drafted as a compromise. This simply refers the matter to the Law of Obligations. The Committee further proposed the adoption of a postulate requesting the Federal Council to furnish a report stating how the right of coalition and other rights of the individual might be regulated in a Draft Swiss Criminal Code. Besides the motion put by the Committee, several proposals were submitted a opposition, among others one introduced by the Roman Catholic Deputy Walther, viz.:—"No pressure of any kind may be brought to bear on factory

owners in order to induce them to give notice to workers because the latter are, or are not, members of any association, or to make the appointment of workers conditional on their being, or not being, members of such an association." This motion, as explained by the mover, was intended to protect the employer against terrorism on the part of the workers and the individual worker against terrorism on the part of his fellow-workers. When the Social Reform Group and the Social Democratic members on the Council opposed the above suggestion and moved that factory owners should be prohibited from forbidding workers to exercise the right of coalition, there arose an important debate on terrorism and the "yellow" trade unions, which ended, however, with the adoption of the motion put by the Committee and the rejection of all other

The reduction to seven years of the transitory period of 10 years during which the 101-hour working day might be retained in those undertakings to which permission for the half-holiday on Saturday afternoon had already been given, was granted as a concession to the workers. When the representative of the Spinners', Twisters' and Weavers' Association, Mr. Gujer, opposed this reduction, the Social Democrats put a motion demanding the reduction of the transitory period to five years. The Committee's proposal (seven years) was adopted.

When the final vote was taken, the Act was unanimously passed by the

II8 Deputies present. It was then handed over to the Ständerat.

This Council, which, after deliberation by its Committee (cf. Report of the Federal Council to the Committee of the Ständerat relative to individual Sections of the Factory Bill, discussed by the National Council, and its adaptation to the International Labour Agreements, dated 23rd January, 1914), debated the Bill during the Spring Session, which began on 24th March, 1914, introduced various amendments, which, as stated by the Committee Reporter, the Berne Deputy Steiger—" might perhaps be considered as detracting from the usefulness of the Act, in so far as it concerns labour legislation, but which are proposed for cogent and practical reasons, and which in reality do not detract from the effectiveness of the Act, but, on the contrary, satisfy the practical requirements of lite." The only labour representative on the Council, Mr. H. Scherrer, of St. Gall, declared that he agreed to the discussion of the Bill being begun, but that he would oppose any suggestion which might tend to detract further from the results of the compromise arrived at.

The Section with respect to the retention of wages led to fresh discussions and a supplementary clause was agreed to worded as follows-" The right of the worker to claim compensation, in the event of the contract of work being unlawfully determined, shall expire one year from the date of such determination of the contract of service." A further supplement to the provisions with respect to wages entitled the employer, with the consent of the worker, to deduct as a contribution to the Factory Savings Fund an amount not exceed

ing 3 per cent. of the wages due.

With respect to the period of rest for women on their confinement, the Committee had wished to stipulate, as had been done by the National Council that the employment of women after confinement should be prohibited for a period of six weeks, which, upon the request of the women concerned, should be prolonged to eight weeks. This motion was successfully opposed by th Glarus Deputy Heer, upon whose suggestion the eight weeks period of rest fo women after their confinement was converted into a period of rest before and after confinement, with the stipulation, however, that not less than six week must follow the confinement.

LXXXIX.

The State Council again reduced the minimum age for the admission of girls to work in factories from 15 to 14 years. The fact that a large number of workmen's families were compelled to send their children out to work for wages as early as possible could not be disputed; a prohibition with respect to the employment in factories of girls under the age of 15 years would only leave, as an alternative, home-work, which is less to be recommended from a hygienic point of view, or the poorly paid domestic service, which is often more trying to the health of girls than factory work, and in which they are exposed to moral dangers, besides being liable to find themselves without employment; the Swiss textile industry could not dispense with the work of young female workers, and should this be prohibited the deficiency would have to be covered by the engagement of foreign labour; moreover, in the districts along the German frontier there already existed the danger of the emigration of girls to German industries.

The Ständerat, taking into consideration the glass industry, decided to permit night-work in the case of young persons under the age of 18 years, not admitted by the National Council, in so far that the Federal Council was given power by way of exception to grant permission for the employment on night-work of young persons above the age of 16 years in certain undertakings holding permits for continuous work, if and for as long as this seemed desirable for the industrial training of such young persons. The Federal Councillor Schulthess declared that the Federal Council would make use of this new power with all necessary discretion and care.

A new regulation stipulated that the Cantonal Government must see that the capital of factory sick funds were properly safeguarded; a corresponding provision as regards the workers' contributions to factory savings funds, which had also been asked for, was, however, rejected by the Council.

The Council further introduced a new Section intended to adapt the Factory Act to the International Labour Agreements, by stipulating that the regulations of the Acts relative to the protection of women and young persons might, by decision of the Federal Legislature, be declared applicable to industrial undertakings which are not factories within the meaning of the Act, in so far as these regulations might be affected by International Labour Agreements, in which Switzerland has already participated or may participate in the future (i.e., undertakings in which more than 10 persons are employed, including mines and stone quarries). The said agreements are :—(1) The Convention of 1906 relative to the prohibition of industrial night-work for women; (2) Principles for an international agreement relating to the prohibition of industrial night-work for young persons; (3) Principles for an international agreement relating to the determination of the maximum working period for workers and young persons employed in industrial undertakings. The Sections of the Act already passed were adapted to the regulations in the above agreement or principles in so far as they did not already correspond to or go beyond them. Of the greatest importance in this connection was the new provision stipulating that the normal working day for women workers might not be prolonged for more than 140 hours in any one year, whereas, according to the Bill, 160 hours (i.e., two hours on 80 days) would have been admissible.

When the final vote was taken, the 32 members of the Ständerat also

unanimously adopted the Bill.

During the June Session of 1914, the two Councils, by making mutual concessions, came to an agreement with respect to the remaining differences of opinion.

The stipulation made by the Ständerat that claims for compensation by the workers should expire after one year, as provided in the Common Law,

was again rejected.

With respect to the Section relating to women on their confinement, the original text submitted by the Committee of the Ständerat was re-introduced upon the request of the medical advisers, in a modified form, as follows:—"Women who have been recently confined shall not be employed in a factory within six weeks after their confinement; upon their request, this period shall

be extended to eight weeks."

Finally, an agreement was also arrived at with respect to the night-work of young people in glass works and the prohibition of supplying alcoholic beverages in factories during working hours. The National Council had rejected both regulations, whereas the Ständerat had insisted on their retention, even making the latter decidedly more stringent. With respect to the first question, an agreement was arrived at by including among the transitional regulations the provision which had been adopted in order to enable apprentices in glass works to be employed on night-work, and which is worded as follows:—
"By way of exception and for a temporary period to be fixed by the Federal Council, the latter may in certain industries authorise individual factories holding permits for night-work to employ boys over the age of 16 years on such night-work, should this be indispensable to their industrial training. In this event, the Federal Council must draw up the necessary special regulations." The Section prohibiting alcohol was so worded that the factory owner may only supply alcoholic beverages during meal times.

On 21st October, 1914, after a final revision by the Editorial Committee and without recourse to the referendum the period for which terminated on 22nd September, the Act was incorporated in the Federal Legislation under the title:—"Federal Act relating to work in factories," dated 18th June, 1914 (Text E.B. IX., p. 269). Up to the present (December, 1914), only §85 has come into torce, relating to the appointment of a Factory Commission to give opinions in regard to questions which might lead to the issue of Orders or

of decisions of a general nature.

[See also 2.01, Netherlands.]

2'01. PROTECTION OF CHILDREN, YOUNG PERSONS AND WOMEN; APPRENTICESHIP.

NETHERLANDS. In pursuance of §6, par. 2, of the Labour Act of 1911 (Text E.B. VII., p. 47, No. 12), an administrative Decree (Text E.B. IX., p. 229, No. 5), was issued on 2nd December, 1912. §6, par. 2, of the Labour Act, is worded as follows:—

"A female person who is married or who, without being married, has to attend to a household and has given notice of this fact to the head or the manager of the undertaking, shall not do any work on Saturdays in factories and workplaces after 1 p.m., except in such cases as are specified by general administrative regulation."

The Decree now exempts the following persons from this prohibition:—
(1) Cleaners; (2) manageresses or overseers; (3) the wives of principals of managers of undertakings; (4) workers employed in the following trades—dairy shops; shrimp-shelling establishments; establishments for the treatment of fish; net-mending establishments; establishments for the preservation of vegetables or fruit; florists' establishments; shops which are at the same time factories or workshops; laundries (except chemical cleaning works and ironing rooms, provided that the workers concerned are given another.

free afternoon during the same week, and that such fact is clearly shown in the labour register; and also in peat works, provided that on Saturday afternoons the workers concerned are mainly employed on the drying and breaking up of peat.

SWITZERLAND: Basle Town. In the administration of §§30, 15, 17 and 26 of the Apprenticeship Act, dated 14th June, 1906 (Text E.B. I., p. 202), the State Council of the Swiss Canton of Basle Town, issued Regulations on 16th April, 1913 (Title E.B. IX., p. 283, No. 6), respecting the duty of girl apprentices in industrial occupations to attend preliminary and technical classes in their trades and to pass the apprentices' examinations; the master or mistress, as the case may be, must require all girl apprentices to attend regularly the classes organised by the State, and allow them sufficient time off during working hours for this purpose.

[See also:—1.0a, International; 2.00, Netherlands, Switzerland; 2.03, Germany; 2.11, Greece; 2.12, Netherlands; 2.15, Greece; 2.16, Netherlands.]

2.02. SUNDAY WORK; WEEKLY DAY OF REST.

GERMANY. In pursuance of \$105d of the Industrial Code, exceptions to the provision of \$105b, par. 1, of the Code (an uninterrupted period of rest of 24 hours on single holidays and of 36 hours on double holidays) may be granted for certain industries by Notification of the Federal Council, more especially with respect to industries in which operations have to be carried on which cannot, from their nature, be interrupted or postponed, as well as for undertakings which, from their nature, can only be worked during certain seasons of the year, or which are subject to exceptional pressure during certain seasons. A Notification respecting the administration of the paragraph in question which was issued on 5th February, 1895, and has since been repeatedly amended, enumerated in a comprehensive schedule all those industries which are exempt from the prohibition of Sunday work. A Notification of 25th June, 1914 (Text E.B. IX., p. 297, No. 4), replaced the term "palm-oil factories" in this Schedule by the term "palm-kernel and cocoanut oil factories."

SWITZERLAND: Basle Town. In pursuance of §20 (a), (c), (e) and (k), of the Act relating to public holidays, dated 25th March, 1909 (Text E.B. IV., p. 152, No. 1), the State Council for the Swiss Canton of Basle Town, issued a Notification on 29th December, 1909 (Title E.B. IX., p. 283, No. 2), containing special regulations with respect to work on public holidays in various trades, which regulate, in detail, work on public days of rest in places where fruit of every kind, fresh vegetables and flowers are sold, and in livery stables, places for letting out vehicles, bathing establishments and kiosks.

An Order, issued by the State Council on 31st December, 1909 (Title E.B. IX., p. 283, No. 3), under \$11, pars. 1 (a) and 2, \$12, par. 1 (a), and

\$20 (a) of the same Act, deals with work on public holidays in milk businesses.

Geneva. Regulations were issued on 14th March, 1913 (Text E.B. IX., p. 318, No. 3), in pursuance of the Act relating to weekly rest, dated 1st June, 1904 (Text F.B. III., p. 213). These regulations place the administration of the Act under the Department for Commerce and Industry. All undertakings carried on for commercial or industrial purposes are subject to the Act, with the exception of building undertakings, in so far as work in the open-air is concerned, and boarding-houses employing not more than one male or female servant. The Act does not apply to the wife, children or partner of the owner of the undertaking. The register of the days of rest, as provided for under

§3 of the Act, must be signed once a month by every employee and submitted to the inspectors upon each of their visits. The hours of rest for each individual employee must be posted up in the works. The weekly rest may be suspended on communal holidays between 15th and 31st December, provided that corresponding compensatory periods of rest are granted. Persons whose wages are paid by the day or hour are also entitled to the weekly rest. The obligation to grant the period of rest cannot be evaded by contract.

[See also:—1.0a, International; 2.00, Netherlands, Switzerland; 2.01, Netherlands; 2.11, Greece; 2.12, Netherlands; 2.16, Netherlands 2.17, Switzerland (Basle Town).]

2.03. INDUSTRIAL HYGIENE; PREVENTION OF ACCIDENTS. .

GERMANY. The operation of §10, paragraphs (1) and (2), of the Notification with respect to the installation and working of establishments for the manufacture of lead colours and of other lead products, dated 26th May, 1903 (Text G.B. II., p. 225, No. 3), was extended by the Notification of 6th March, 1913 (Text E.B. VIII., p. 13, No. 6), and again until 1st January, 1915, by the Notification of 29th May, 1914 (Text E.B. IX., p. 288, No. 1). This Section provides that women shall only be allowed to remain or be employed in establishments in which lead colours and other chemical lead products, or colour mixtures containing lead, are manufactured, as the chief or as by-products, provided they are not exposed to the effects of lead dust, or of gases and vapours containing lead, and do not come into contact with substances containing lead, and that young persons may never be given employment or allowed to remain in factories used exclusively or principally for the manufacture of lead colours or other chemical lead products.

GREECE. In pursuance of §7 of the Act No. 3934, dated 19th November/ and December, 1911 (Text E.B. VII., pp. XLVII., and 282, No. 4), respecting hygienic conditions and the safety of workers in factories, workshops, mercantile undertakings, etc., and of §4 (c), of the Act No. 3932, dated 12th/25th November, 1911 (Text E.B. VII., p. 280, No. 3), respecting the establishment of a Department of Labour and Social Questions at the Ministry of National Economy, a Royal Decree, concerning the hygienic conditions and the safety of workers in factories, workshops, shops, etc. (Text E.B. IX., p. 301, No. 2) was issued on 25th April/8th May, 1913. This Decree contains detailed regulations relating to cleanliness and hygiene to be observed in the said establishments, precautions to be taken in connection with dangerous machinery exits, staircases, the prevention of fire, inquiries into the causes of accidents etc. The workrooms must be kept clean and the floors must be cleaned by a damp process daily before or after working hours. The walls must be wash able or they must be plastered and whitewashed. In rooms in which substances subject to decomposition are used, the floor must be smooth and waterproof and the walls covered in such a way as to be washable; refuse subject to decomposition must be kept in metal boxes closely shut, which must be emptied and washed every day. The atmosphere in the workrooms must be protected from contamination. A sufficient number of conveniences (as a rule, one for every 40 workers) must be placed at the disposal of the staff in any undertaking where more than 20 women are employed, separate conveniences must be provided for male and female workers. An air-space o 8 cubic metres must be allowed for each worker, and the workrooms must be at least 21 metres in height; in workrooms where the floor is more than I metres below ground, and in chemical factories and workshops, every worker must be allowed 10 cubic metres of air. The workrooms must be sufficiently

ventilated and provided with an adequate number of openings; dust, fumes and gases must be withdrawn from the workrooms in a suitable manner. Whenever possible, the air must be renewed during the periods of rest. In shops for the sale of groceries, etc., the sleeping apartments of the employees must be separated from the workrooms and warehouses, and must have a sufficient number of windows, which may not open into the workrooms or warehouses. Upon the instructions of the Labour Inspectors the partaking of meals in the workrooms must be prohibited. Pure drinking water and facilities for washing must be provided; lavatories with water laid on must be fitted up in every undertaking where poisonous substances are used; in tobacco factories there must be seats at least half-a-metre above the floor-level. workrooms where more than 10 workers are employed, rules for protection against contagious or industrial diseases must be posted up. With respect to the other provisions of the Decree, reference should be made to the text. Of special importance is the rule which stipulates that the fixing of belts must be done by an expert worker over 20 years of age. Industrial accidents must be immediately notified to the nearest director or sub-director of police, who must, without delay, ascertain the cause and extent of the accident and send a report to the Ministry of National Economy. The Labour Inspectors are empowered to grant delays necessary for the execution of any obligations imposed by the Act, and also to advise or to require the adoption of other necessary protective measures in addition to those stipulated in the Decree. Contraventions are liable to the penalties provided for in the Act No. 3934, dated 19th November/2nd December, 1911. The provisions of the Decree also apply as far as possible to metallurgical works, to the machine factories of metallurgical works, and to the factories and engineering works of railway and tramway companies, but not to mines, railways or tramways.

NETHERLANDS. The Decree for the administration of §§6 and 7 of the Safety Act, which was promulgated on 7th December, 1896, and amended on various occasions, the last of which was 10th August, 1909 (Text E.B. VI., p. 85, No. 3), was annulled by Decree No. 317, dated 27th June, 1913 (Extract E.B. IX., p. 232, No. 16), and replaced by new regulations. A revision of the Decree was rendered necessary in view of the important alterations introduced in industrial undertakings owing to the use of new inventions and methods of working, which either increase or decrease industrial dangers, whilst at the same time the development of technical science in the prevention of accidents gives rise to important new requirements. The new regulations are, on the whole, on similar lines to the old Decrees. In Part I. the workrooms are divided into two groups—injurious and non-injurious; the injurious trades are subdivided into a series of classes. Part II. contains detailed provisions respecting the free air space for every worker and the height of the workrooms, the renewal of air, lighting, prevention of fire generally, prevention of fire caused by explosive gases and by electric wiring and apparatus, the prevention of accidents in case of fire, the provision of dressing rooms and eating rooms, and sanitary accommodation. Part III. enumerates the obligations imposed on owners of undertakings and contains provisions with respect to cleanliness; the maintenance of a bearable temperature; the prevention of the generation and dissemination, and also the removal, of injurious or noxious gases or vapours, and dust; the prevention of accidents caused by machinery, parts of machinery, driving gear or utensils, by falling or falling articles, by boiling or corrosive liquids, by red-hot or molten metals, by explosive substances, or

by electric mains or apparatus; the provision of assistance in case of accidents; the presence of persons in places in which a high or low temperature, injurious vapours, gases or dust cannot possibly be avoided; and the supply of good drinking water. Part IV. contains special regulations for certain specified factories or workshops, namely:—(I) workrooms in which machine spinning and weaving are carried on and the air is artificially moistened; (2) flax-breaking and swingling works, where work is carried on by more than three persons without the assistance of any power engine; and (3) shipbuilding yards. The many new provisions apply chiefly to electrical engineering. The Decree came into force on 1st July, 1914, but instructions issued in virtue of the Decree hitherto in force will continue to be operative.

[See also:—2.00, Switzerland; 2.11, Greece; 2.12, Netherlands; 2.15, Greece; 2.16, Netherlands, United Kingdom.]

2.04. HOMEWORK.

GERMANY. §24 of the Homework Act, dated 20th December, 1911 (Text E.B. VII., p. 7, No. 5), gives to the Federal Council the power to issue regulations governing the establishment and composition of industrial committees, together with the method of procedure, in so far as such regulations are not already contained in the Act itself. On 18th June, 1914, the Federal Council issued regulations of a formal character under this Section (Text E.B. IX., p. 292, No. 3). Industrial committees are to be established for industrial branches or parts of industrial branches. Should several industrial branches extensively co-operate, a joint industrial committee must, as a rule, be established for them; on the other hand, special sub-committees of an industrial committee may be established for certain branches of industry, or parts of branches of industry. The industrial committees consist of a president and several assessors appointed by the State, and also of representatives elected in equal numbers by the industrial employers and the home-workers. These elected representatives must be in the trade. The regulations of 18th June further contain a series of provisions with respect to the elections, which must be by direct and secret ballot. The assessors and the representatives are respectively to be appointed or elected for a period of four years. The industrial committees and the sub-committees have the power to obtain expert evidence, or to invite experts to participate in the sittings in a consultative capacity. The supervisory authority may likewise appoint experts whose opinion must be taken at any time on request. In order that a decision may be valid, a written invitation is necessary; moreover, the president and at least one assessor and two representatives each of the industrial employers and of the home-workers or their substitutes, must be present. No use has as yet been made of the power conferred on the Federal Council in \$18 of the Act, to take the practical step of establishing industrial committees for certain industrial branches and districts where home-workers are employed.

[See also 2.00, Switzerland.]

2.05. PAYMENT AND PROTECTION OF WAGES; MINIMUM WAGE.

[See 2.00, Switzerland; 2.06, Germany; 2.16, Netherlands; 2.17, Basle-Town.]

2.06. CONTRACTS OF WORK.

GERMANY. §§74 and 75 of the Commercial Code (Revision of 1898) regulated the question of how far so-called "competition clauses" were permissible—i.e., in how far agreements may be arrived at between the employer and the commercial employee, which hinder the latter in his indus-

rial activity during a period following the termination of his contract of ervice and, more especially, in virtue of which he binds himself not to start a competitive business, nor to become a partner or employee in any such indertaking. In pursuance of the regulations hitherto in force, a competition clause was only admissible in so far as, with respect to time, place and object, to did not entail an unfair obstacle to the career of the employee; more especially, a competition clause might not extend over more than three years, nor could it ever be binding upon a person under age; moreover, the competition clause became inoperative, or subject to certain conditions, if the ermination of the contract of service was caused by the employer; should he employee have agreed to pay a penalty in the event of his contravening the clause, he could only be made to pay the actual penalty incurred, and a claim or any further indemnity or compensation was inadmissible.

Commercial employees had long pressed for a modification of these provisions, and on 29th November, 1912, the Government submitted to the Reichstag a Draft Bill for the amendment of §§74, 75 and 76, paragraph r, of he Commercial Code. This Bill, though it did not provide for the entire exclusion of the competition clause demanded by the associations of commercial employees, introduced the principle of payment during the period of imitation, in virtue of which any employer, who insists on an agreement of his kind, is bound to pay compensation to the employees. (Reichstag, 13th

Legislative Period; Session I., 1912–13, No. 575.)

The first debate on the Government Bill in the Reichstag took place on oth and 11th January, 1913. The Bill was referred to a Committee. The Comnittee (Report of the 12th Committee, Reichstag, 13th Legislative Period, Session I., 1912-14, No. 1387) decided on a series of very important modificaions to the Bill favourable to the commercial employees. The competition lause was only to be admissible for the protection of important business nterests held by the employer, in order to prevent the unauthorised use of aluable business and working secrets, and only if it should be possible for the employee to become acquainted with such secrets during the course of his mployment. The period over which the prohibition might extend was educed to one year. (This period was fixed at three years in the Government 3ill.) Consequently, the compensation which, in virtue of the Government Bill, was to be graduated in the three years, was henceforth to amount to not ess than the emoluments received by the commercial employee during the ast preceding year, and was to be increased by one-quarter if, owing to the ompetition prohibition, the employee should be compelled to change the ature of his employment or his place of residence. Whereas, in pursuance f the Government Bill, the agreement was to become inoperative in so far s, taking into consideration the compensation granted and the justified usiness interests of the employer, the prohibition, both as regards time, place nd object, entailed an unfair obstacle to the employee's career, the agreenent was henceforth to become inoperative if the prohibition, as regards ither time, place or object, entailed an unfair obstacle to the employee's areer. A new provision in the text drawn up by the Committee stipulated hat the agreement should become null and void if the emoluments due to the ommercial employee in virtue of his contract did not exceed the limit of nks. 3,000 per annum. With respect to the compensation, the Committee's sill provided that the commercial employee must cause such sums as he may arn by doing work for third parties, or which he maliciously omits to earn, be included in the compensation due to him, in so far as the said compensaon, together with the above-mentioned sums, does not exceed 14 times the

amount of the last remuneration drawn by him in virtue of his agreement Should the employee terminate the contract of service owing to conduct of the part of the employer contrary to the provisions of the agreement, he must in accordance with the Committee's text, notify the employer within one mont (according to the Government Bill, within two weeks) that he does not consider himself bound by the agreement. A number of the provisions in the Govern ment Bill were deleted, namely, those with respect to the right of the employe to waive the competition clause, and thus free himself from the obligation t pay compensation, the special provisions relative to employees appointed to post outside Europe, or who are in receipt of payments exceeding eigh thousand marks for one year, and also respecting limited prohibition (restricte to a circuit of 2 kilometers) and, more especially, the stipulation that, when competition clause without compensation is agreed upon. the employer will no be entitled to claim any further indemnity. The provisions with respect t penalties for breach of contract and to the application of the provisions respect ing competition clauses to apprentices, were amended in various respects. I order to suppress secret competition clauses a provision was inserted, to the effect that an agreement come to by employers among themselves agains their employees, without any formal agreement with the latter in accordance with the law, should be null and void and render the employers liable to pa compensation. Lastly, the Committee resolved that the Federal Government should be requested:—(a) to submit a Bill extending to employees and worker the non-liability to distraint of their earnings; (b) to submit to the Reichstag at the earliest possible moment, a Draft Bill regulating the scope of compet tion clauses for those employees and workers who do not come under th present Act.

The decisions of the Committee arrived at during the first reading me with strong opposition on the part of the employers (cf. Soziale Praxis XXII column 886), and the Government also in an amended Bill assumed a negative attitude towards the most important provisions. The principal provisior contained in the new Government Bill stipulated that a competition clause wa only to be null and void when the yearly remuneration amounted to 1.50 marks or less, and was only to extend over two years; the compensation durin each of the two years of limitation was only to equal one-third of the remunera tion last earned by the employee, taking into consideration the amount earne by the employee in excess of 110 per cent. of his former remuneration, o should be have been compelled to change his place of residence, in excess of 125 per cent. of this remuneration; the competition clause was only to b admissible in so far as it served the purpose of protecting a justified busine interest held by the employer; secret competition agreements were to be made subject to the legal stipulations of §152, paragraph 2, of the Commercial Cod viz., such agreements entered into by the employers among themselves we

simply declared not legally enforceable.

During the further course of the second reading, the Committee agree to the amended Government Bill, subject to the following modifications:

(I) The compensation was to be increased to one-half of the remuneration earned in virtue of the agreement; (2) a competition clause was to be not and void, if the remuneration due to the employee in virtue of his agreement did not exceed 1,800 marks per annum; (3) should a penalty be provided for in the agreement, this must, in future, also exclude the right to enforce the competition clause or to claim compensation for any injury sustained.

The second debate on the Bill in plenum began on 27th March, 1914, as was closed on 4th May. The Government, through their representative

declared their approval of the increase of the compensation to be paid during the period of limitation from one-third to one-half, but stated that, on the other hand, they considered inadmissible the increase of the salary limitation of 1.500 marks, as well as the exclusion of the enforcement of claims in the event of a penalty having been provided for in the agreement; and they declared that, if the Reichstag were to insist on these two points, it would probably result in the Bill being thrown out. They further insisted that, with the introduction of the principle of compensation payable during the period of limitation, no need at all could be recognised for fixing the limit of the salary concerned, and that the objections to any such arbitrary regulation increased as a matter of course each time the limit of the salary was raised, so that they only very reluctantly agreed to the admission of any kind of salary limitation. Further, it was maintained that, since the Act, by its numerous reservations, provided that the competition clause was in future only to be agreed upon in very pressing cases, justified by business interests, and that, in virtue of the prohibition, the employee was to receive compensation for the restriction suffered by him in his wage-earning activity, then the employer should not, on the other hand, be prevented from enforcing a justified competition clause by the exclusion of the right to claim a penalty in the event of non-compliance with the prohibition; in view of the new regulations affecting competition clauses, which differed entirely from the old, the exclusion of the said right to claim the penalty in the event of non-compliance with the clause would be quite incompatible with "faithfulness and loyalty" (Treu and Glaube). (Cf. Reichstag, Sten. Prot. 242, Sitting 27th March 1914, p. 8271 A.B.)

The second reading of the Bill concluded with the acceptance of the motions brought forward by way of compromise, taking into consideration the standpoint of the Government, and with the rejection of the more far-reaching Social Democratic demands. The two resolutions, submitted by the Committee, were also adopted. The Act, which is dated 10th June, 1914 (Text

E.B. IX., p. 289, No. 2), came into force on 1st January, 1915.

[See also: -2.00, Switzerland; 2.16, Netherlands.]

2.1. Labour Legislation for Particular Trades.

2'10. AGRICULTURE AND FORESTRY.

[See 2.01, Netherlands.]

2'11. MINES, Etc.

GREECE. On the basis of Act No. 3524 of 1910, respecting mining and smelting works, the Mining Inspector issued regulations on 25th January/oth February, 1911 (Title E.B. IX., p. 301, No. 1), which, in nine chapters, contains general regulations and provisions with respect to the use of explosives, excavations, shafts, conveyance, self-acting inclined planes, special installations, accidents. The general regulations stipulate, among other things, that in every mining undertaking in which more than 50 workers are employed a certificated engineer must be appointed as superintendent, who, should he be absent for more than 20 days, must be replaced by another certificated engineer or by a foreman having not less than 10 years' practical experience. Work underground may not be carried on uninterruptedly for more than eight sours, nor work above ground for more than 10 hours; in the case of orewashing or other work for which the main requirement is merely the presence of the worker, the Minister of National Economy may, upon request of the

mining inspector, grant an extension of the working hours to 12 hours Dangerous work or operations requiring special care may only be entrusted to workers who are proved to be well acquainted with the particular provisions of the regulations concerned. Girls and women may not be employed under ground nor on night-work in mining or smelting works (\$50 of the Act) Children under the age of 12 years may be employed on the sorting of mining produce, in so far as the gases thereby generated are not injurious to health Children between the ages of 12 and 16 years may not carry on their shoulders loads exceeding 10 kilos (22lbs.) in weight, and children, between the ages of 16 and 18 years, loads exceeding 15 kilos (33lbs.) (\$51 of the Act).

[See also: -2.00, Switzerland; 2.03, Greece.]

2.12. STONE AND EARTH INDUSTRIES.

NETHERLANDS. By a Decree (Staatsblad No. 37), dated 20th January, 1913 (Title E.B. IX., p. 231, No. 7), 1st March, 1913, was fixed as the date of the coming into force of the Stonemasons' Act of 7th October, 1913 (Text E.B. VII., p. 39. No. II); but §\$2 and 4 did not come into force unti 1st May, 1913. A further Decree (No. 38) of the same date (Text E.B. IX. p. 311) contains regulations for the administration of §6, first sub-section, and §8, fourth sub-section, of the Act. The following points are dealt with in the regulations:-The requirements to which premises in which stonemasons work is carried on must conform; the installation and provision of dining rooms and sanitary conveniences; the provision of an open site where the worl can be carried on in fine weather; the drainage of workroom floors; protection against the injurious effects of the weather in the case of persons who perforn stonemasons' work in the open air; the cleaning of workshops; the supply o drinking water and the provision of lavatories and cloakrooms: the prevention of accidents; the prevention and removal of dust. II this connection, attention must be drawn to the fact that, in dry weather, the floors must be kept moist, and that a large number of classes of stone which absorb water may only be worked if they are kept mois and if the temperature of the air is not lower than 1° Celsius. Bush hammer weighing more than 3.25 kilos may only be used for the working of granite stonemasons' beams (steenhouwers grendel) may not be used at all. Oppor tunity must be provided for the workers to carry out their work between 1st November and 1st May in a workshop closed in on all sides and, during th summer half-year, in a shed open on one of its longitudinal sides to the exten of at least four-fifths. The Decree also contains provisions with respect t the hours of work in sculptors' workshops. §9, paragraph 4, of the Act, fo instance, stipulates, with regard to sculptors' studios, that the Minister magrant exemptions from the instructions respecting the general standard working hours for stonemasons. These standard working hours are th following: -Stonemasons' work may not be carried on for more than thre hours without an interval; as regards workmen who have reached the age of 17 years, such work must not be performed for longer than 10 hours per da during a transitory period of two years, 9 hours per day after th expiration of the said period; and as regards youths under the age of 17 years not longer than $8\frac{1}{2}$ and $7\frac{1}{2}$ hours respectively; moreover, such work must no be commenced earlier than 15 minutes before sunrise nor end later than 1 minutes after sunset, nor before 6 a.m. or after 7 p.m. In deviation from th above-mentioned provisions, the Decree fixes the following working hour for sculptors :- Workers above the age of 17 years may not work longer tha to hours in every 24 hours; workers who have not yet reached the age of 17 years, not longer than 9 hours in every 24 hours during a transitory period of two years, and after the expiration of this transitory period, not longer than 8 hours in every 24 hours; no work may be performed before 6 a.m. or after 7 p.m.; the working hours must always be broken, after a period of 5 hours at most, by a period of rest amounting to at least half-an-hour.

[See also: -2.00, Netherlands, Switzerland.]

2'121. METAL TRADES AND MACHINERY.

[See 2.03, Netherlands.]

2.122. CHEMICAL INDUSTRY.

[See 2.03, Germany.]

2.13. MANUFACTURE OF LIGHTING MATERIALS.

MEXICO: Tamaulipas, Veracruz-Llave. The first of the separate dexican States to declare their adherence to the prohibition of white (yellow) chosphorus, which was decreed by Act of 19th April, 1912 (Text E.B. VIII., 5.53), for the Federal District and for the Territories of Tepic, Low California and Quintana Roo, were:—Tamaulipas: by the Decree of 24th June, 1912; and Veracruz-Llave by the Act of 26th June, 1912 (Text and Title respectively E.B. IX., p. 311, Nos. 1 and 2). Both States prohibit the importation, canufacture and sale of matches made with white (yellow) phosphorus, and make contraventions liable to imprisonment for a period of from 3 to 30 days, or to fines of from 5 to 100 pesos, and to the closing of the factory concerned.

[See also 1.0b, Canada.]

2.131. TEXTILE TRADES.

[See: -2.00, Netherlands, Switzerland; 2.01, Netherlands; 2.03, Netherlands.]

2.132. PREPARATION OF FOOD, Etc.

[See: -2.01, Netherlands; 2.02, Germany, Switzerland (Basle Town); 2.03 Greece.]

2.133. CLOTHING AND CLEANING TRADES.

[See: -2.00, Netherlands; 2.01, Netherlands.]

2.14. BUILDING TRADES.

SWITZERLAND: Basle Town. §120 of the Act respecting high buildings, f 27th June. 1895, was re-drafted by an amending Act dated 4th February, goo (Title E.B. IX., p. 283, No. 1). The second paragraph of this Section eads as follows:—"Shelters and sanitary conveniences satisfying sanitary equirements must, in compliance with an Order to be issued by the Federal ouncil, be provided in sufficient numbers for the use of workers employed in building work."

[See also 2.03, Netherlands.]

2.15, POLYGRAPHIC TRADES.

GREECE. In pursuance of \$1 of the regulations of 11th/24th February, 914 (Text E.B. IX., p. 304, No. 3), the provisions respecting safety and sanitry measures in industrial and commercial undertakings contained in the ecree of 25th April/8th May, 1913 (Text E.B. IX., p. 301, No. 2), apply, as whole, to printing works, in so far as they are not contrary to the special

provisions of the remaining 22 Sections of the regulations. The following are the most important of these special provisions:-The height of the composing rooms must, as a rule, be not less than 3 metres, and the air space for each worker not less than 10 cub. m., and, in rooms where work is carried on by means of linotype machines, at least 20 cub. m. The cubic contents of the workrooms must be made known to the workers by a notice to be posted up The floors must be covered with a waterproof material without joints, and only in printing works in which less than eight workers are employed is it per missible for the floors to be of wood, which must be saturated with boiled linseed oil or coated with oil colour and the joints thoroughly caulked. The wall and ceilings, unless they are covered with a washable material, must also be distempered once every year. The workroom furniture must either be fixed to the floor in such a manner that no dust can accumulate underneath. or sufficient space must be left between the floor and the furniture for the remova of the dust. The floors must be swept daily with a wet broom, at a time when no work is being carried on; dusting must be carried by means of a we cloth or of a dust suction apparatus. Letter-cases may be dusted with bellow in the open-air, but in the workrooms a special dust suction apparatus must be The washing of type and printing plates on the floor of the printing works is prohibited. Further provisions stipulate that the workrooms must b thoroughly ventilated, and compel the employer to provide washing facilitie and spittoons. The workers must provide themselves with a working blous and a clean towel, they may not hold type in their mouths, they may no smoke during work, nor spit on the floor. The employers may impose fine in the event of the non-observance of these provisions by the workers. Print ing works may not as a rule be installed in underground premises (1.50 metre below the level of the street); type-founding and stereotype installations, a well as linotype machines, must be installed in a special section of the building entirely independent from the remaining rooms. All type-founding and linotype machines must be provided with an exhaust pipe leading into th open air. Employers may only employ workers who are in possession of ; health certificate; this certificate must be issued after due examination, by Committee consisting of the police commissary, two medical men and on representative of the employers and one representative of the workers in th printing trade; the employer must see that the medical examination is re peated every year. As already stipulated in the Decree of 14th/27th August 1913 (Text E.B. IX., p. 219), the employment of male persons under the ag of 16 years and of female persons under the age of 18 years in type foundries stereotyping establishments and on linotype machines, is prohibited.

2.151. TRADE AND COMMERCE.

[See: -2.02, Switzerland, (Basle Town); 2.03, Greece; 2.06, Germany.]

2.16. CARRYING TRADE.

GREAT BRITAIN & IRELAND. In July, 1912, the Marine Department of the Board of Trade issued a Notice (Text E.B. IX., p. 298) to intereste shipping circles, in pursuance of which no objection is raised against the ship ment of ferro-silicon on deck, subject to the observance, both on passenge and cargo vessels, of certain safety regulations with respect to the percentage of silicon (less than 30 and more than 70 per cent.), the sizes of the pieces, the packing, the labelling of the cases, and storage in the vicinity of sleeping accommodation. This Notice cancels the earlier Notices issued in 1907, 190 and 1910.

NETHERLANDS. The Shipping Act, dated 1st July, 1909, the title f which was given in E.B. VI., p. 85, No. 1, and which was described in E.B. VI., p. LXXXII., was subjected to a series of not very important amendments by an Act of 23rd September, 1912 (Title E.B. IX., p. 228, No. 4). These acts contain provisions with respect to the prevention and investigation of hipping accidents and disciplinary measures imposed on captains, mates

nd engineers.

By Decree, dated 26th June, 1913 (Title E.B. IX., p. 232, No. 15), general egulations, comprising II2 Sections, were issued for the railway service. In hapter VI. these regulations contain a series of provisions with respect to fficials and employees. The Decree provides that, as a rule, the hours of work or traffic employees may not exceed 16 hours, and that, for a period of 28 onsecutive days, the total time on duty may not amount to more than 280 ours for enginemen and 308 hours for the train staff; the maximum working ours for permanent-way men is fixed at 16 hours. With respect to the emaining officials and employees (except the inspecting and office staffs), he hours of work may never exceed 16 hours, nor may the total hours of work or a period of 14 consecutive days exceed 168 hours. The competent Minister hay reduce the hours of work to 10 hours for certain officials and employees harged with exceptionally trying outside duty at railway stations or halts, s well as for watchmen at specially important points. Between every two criods of work the staff must be allowed an uninterrupted rest of not less than hours, in certain cases this may be reduced to 8 hours. Women may not e employed on watch duty between the hours of 10 p.m. and 5 a.m. Sunday est is regulated as follows:—Officials and employees are entitled, every second r third week, to an uninterrupted period of rest of 24 hours, of which not less han 18 hours must fall on a Sunday; should an official only be allowed every hird Sunday free, he must be granted, in addition, not less than 9 days of est, each of a minimum duration of 30 hours, in every year. With respect to ertain workmen, the management are entitled to allow a period of rest of 28 ours every fourth Sunday only; not less than 18 hours of this must fall on he Sunday itself; in this case, the workers must be compensated for the loss f their free Sundays by a minimum of 13 further periods of rest of not less than o hours. Derogations from all the regulations with respect to hours of work re permitted, if, for reasons of service or of safety, no other solution is possible. The conditions of service, including the scale of remuneration and the provisions rith respect to notice, must be incorporated by the management in service egulations (Reglement Dienstvoorwaarden), which must be sanctioned by he Minister; should no agreement be arrived at between a management and he Minister, the latter may draw up regulations on his own authority.

[See also:—2.02, Switzerland (Basle Town); 2.03, Greece; 4.0, Germany.]

2.17. MILITARY AND CIVIL SERVICES.

SWITZERLAND: Basle Town. On 3rd May, 1913 (Title E.B. IX., p. 284, to. 7), new general Service Regulations for the workers in the service of the anton of Basle Town were issued in pursuance of §1, par. 4.; §§31, 32, 42 ar. 2, and §51 of the Act relating to the conditions of employment and the emuneration of officials, employees and workmen employed by the Canton f Basle Town [Act of 8th July, 1909 (Extract E.B. IV., p. 278, No. 1), mended by the Act of 14th December, 1911 (Text E.B. VII., p. 137, No. 3), and by the Act relating to the increased remuneration of officials and employees and of workmen's wages, dated 19th December, 1912]. These regulations

repealed those of 28th July, 1906 (Text E.B. I., p. 561, No. 2). In Part I of the new Regulations, the employment of casual workers, and in Part II. of temporary and permanent workers, is regulated in a more detailed manne than in the regulations hitherto in force. The amount of the wages fo temporary workers is to be determined at the time of the engagement (not, a hitherto, 14 days after commencement of work), and with respect to thes workers also, the State accepts responsibility for accidents. Part II., which cleals with temporary and permanent workers, contains regulations with respect to engagement and notice, leaving without notice, disciplinary mea sures, pensions, liability in case of accident, sickness insurance, duties of service leave of absence and holidays, provision for the case of work at distant work places, uniforms, scale of wages, promotion and transfer to other situations contract work, complaints. As regards accidents, the State accepts responsi bility in conformity with the provisions of the Employers' Liability Act, ever in the case of establishments which are not subject to this Act; workers mus join the State Workmen's Sickness Fund. The working period usuall comprises 9 hours, that is to say, it can be raised to 91 hours in summer an reduced to 8 hours in winter. The cirectors of undertakings have the choic between two time-tables, the one for 9 working hours per day all the year ound, and the other for an average of 9 hours (March to October $9\frac{1}{2}$ hours November to February, 8 hours), and certain modifications are also permissible in the various departments; on Saturdays work continues until 5 p.m., on th eves of holidays until 4 p.m. Special service instructions have been draw up for operations which must be carried on regularly outside the usual workin hours, during the night and on Sundays and holidays; in the case of con tinuous work the average period of employment may be reduced to 8 hours workmen who have regularly to work for several hours on Sundays must b accorded equivalent periods of rest on working days and have a holiday on a least 26 Sundays in the year; should the work on Sundays not exceed 3 hours an uninterrupted holiday is to be allowed on 26 Sundays without any further compensatory periods of rest. Permanent workers are entitled to annual leav of absence of three consecutive days annually during their first three years of service, six days from the fourth to the tenth years of service, and 12 day during the eleventh and subsequent years of service. During military service temporary workers receive, for not more than two-thirds of the period training, compensation for the working days missed, amounting to I fr. per da if unmarried, and full pay if married; permanent workers receive full pa during their absence on military service for a period not exceeding that the training. A supplementary payment of 50 per cent. is granted for nigh work and work on Sundays and holidays, and 25 per cent. for other overtin In the Resolution of the State Council of 14th June, 1913 (Title E.I IX., p. 284, No. 8), the above-mentioned Act relating to the conditions service and the remuneration of the officials, employees and workers of the Canton of Basle Town was re-published, together with the amendments issue up to the date of the Notification.

2.2. UNEMPLOYMENT AND EMPLOYMENT BUREAUX,

2'20. UENMPLOYMENT.

[See 4.4, Switzerland (Basle Town).]

2°21. EMPLOYMENT BUREAUX.

LUXEMBURG. An Act dated 2nd May, 1913 (Title E.B. IX., p. 308, No. 9), gave power to the Government to subject the establishment and management of private employment agencies to special regulations, to be drawn up by public administrative order, contraventions of which would be punishable by imprisonment for a period of from eight days to three months and by a fine of from frs. 26-frs. 200. In pursuance of this power the Government issued a Decree on 21st August, 1913 (Title E.B., IX., p. 309, No. 11). This Decree stipulates that, before establishing an employment agency, a special written permit must be obtained from the Government, which is personal and is only issued if the applicant is able to furnish the necessary guarantees with respect to his morality and good faith. The owner of an employment bureau who desires to provide applicants with lodging or sleeping accommodation, or with board, must obtain a special permit. The Litigation Committee of the State Council decides appeals. Owners of employment agencies are prohibited from adding the Grand Ducal Coat of Arms or any other recommendation to their signboards; they are also prohibited from giving particulars with respect to vacancies unless they have been duly authorised to do so, nor may they seek to enrol unemployed persons in public places or on licensed premises. Any person who owns an employment agency is prohibited from running either personally or through the intermediary of husband or wife, or of any third person, a public house, a bar, a retail business in which alcoholic beverages are sold, a business for the sale of clothing, of articles in daily use, of luxuries, of food or of lottery tickets, a barber's or hairdresser's business, a money-changer's, pawnbroker's or pawn agent's business, as well as from entering into any remunerated association with such tradesmen or with lodginghouse keepers, or from using the employment agency for the purpose of recommending other businesses, either personally conducted or owned by third persons, as well as from forcing or persuading applicants for vacancies to purchase goods from a business or shop designated to them. in virtue of which a worker or an employer binds himself to continue to use a certain employment agency are null and void. The fees chargeable must be posted up in German and in French; all supplementary remuneration is strictly prohibited. The Government reserves to itself the right to fix a maximum tariff. Owners of employment agencies may not retain any documents without the consent of the holder nor, more especially, may they enforce in this connection any right of detention or lien. The owners must keep books showing the applications for work and the situations offered.

PORTUGAL. A Decree of 27th July, 1912 (Text E.B. IX., p. 266, No. 1), provided for the establishment of an official Labour Exchange in Lisbon, intended to promote the placing of all kinds of wage-earners by putting those who are seeking work into communication with those who are requiring workers and to give information with respect to appointments and labour contracts. The Exchange is managed by an official of the Ministry of Trade and Public Works, who may communicate direct with the authorities, employers' and workers' associations, mutual aid societies, official bodies or private persons. The Exchange is under the Industrial Department in the above-mentioned Ministry. The Exchange must collect, classify and publish all applications for work and all offers of situations, and communicate them to the interested parties, and also post them up in public places. It must make inquiries with respect to the capacity and the conduct

of those who offer or apply for work, and keep registers of applications and of testimonials, certificates, etc. It must likewise obtain information concerning the possibility of placing wage-earners outside Lisbon and the conditions under which such employment can be obtained. The services of the Exchange must be given free of charge. The Exchange must draw up annually a report of its work, which must also contain statistics relating to every kind of occupation, unemployment, wages, conditions, and the state of the labour market. This report must be published in the "Boletin do Trabalho Industrial" (Bulletin of Industrial Labour). State Labour Exchanges may also be established in other places.

SWITZERLAND. Appenzell-Ausser-Rhoden. Regulations issued by the Swiss Canton of Appenzell-Ausser-Rhoden, dated 18th November, 1912 (Title E.B., IX., p. 283, No. 1), contain provisions with respect to relief in kind and employment bureaux. One of the duties of the controllers of the depots for giving relief in kind, of whom there are five, consists in receiving notices of vacancies from employers and in assisting applicants in finding work. The regulations further expressly insist that, as required by the Federal Decision on the matter, dated 29th October, 1909 (Text E.B. V., p. 68), assistance in finding employment must be free and impartial, and they contain provisions with respect to the co-operation of the bureaux within the Canton with the employment bureaux of the neighbouring Canton of St. Gall. In the event of a vacancy occurring outside the Canton, the applicant is not sent direct to the employer himself, but to the bureau to which the vacancy has been notified.

Basle Town. The Act respecting the Public Employment Bureau dated 10th March, 1892, amended by the Act of 12th November, 1903. was replaced by a new Act on 13th October, 1910 (Title E.B., IX., p. 283, No. 4). The principal object of this Act was to bring the regulations for Basle Town into agreement with the Swiss Federal Resolution of 29th October, 1909 (Text E.B V., p. 68), respecting the promotion of employment bureaux by the Federa Government. This Federal Resolution provides for the granting, subject to various conditions, of Federal subventions, not exceeding one-third of the expenses of management, to public institutions acting as employment agencies As regards organisation and practical working, the Employment Bureau o Basle fown already complied in the main with the requirements of the Federa resolution. It was necessary that this fact should be clearly stated in the Act in order to ensure that claims to the Federal subvention would be granted The aim of the Public Employment Bureau is to assist in an impartial manne in finding work for persons of both sexes in every kind of trade and industry and in agriculture and domestic service. The Bureau must also assist in placing apprentices. A special Order will be issued by the State Council with respec to the use of the Bureau by Public Departments. The Bureau is affiliated to the league of Swiss Labour Offices and is connected with various publi employment agencies in foreign countries, more especially with those of th neighbouring States of Baden and Alsace. As, in pursuance of the Federa resolution, no fees may be charged for assistance in finding employment, th practice hitherto in force—that only those employers and workers residing out side the Canton had to pay a fee, and the latter only with respect to writte applications—was done away with, and the Act provides that assistance mus be given without payment on either side. In the event of a stoppage of work strike or lock-out, the Public Employment Bureau must continue its work in accordance with the practice in force for many years and also with a provi sion of the Federal resolution. In order to avoid misunderstandings, the Basi Decree supplements the latter resolution by stipulating that the Employment Bureau need only advise applicants of the existence of a trade dispute, in so far as they have become acquainted with the fact. As hitherto, the Employment Bureau must submit periodical reports on the state of the labour market and on its own work. A Home for Domestic Servants has been affiliated to the Public Employment Bureau. Supervision is exercised by the Federal Council, more especially the Department of Industry, and by a Supervisory Committee, which, as formerly, must consist of 10 members, not including the President; these members must include four (formerly three) representatives each of the employers and workers, employees or domestic servants, as the case may be. In each case there must be one woman member. The Order of 20th March, 1911 (Title E.B. IX., p. 283, No. 5), respecting the Public Employment Bureau and Home for Domestic Servants, contains detailed Administrative Regulations.

The Canton of Geneva also has complied with the requirements of the Federal resolution of 29th October, 1909 (Text E.B. V., p. 68), respecting the promotion of employment bureaux by the Federal Government. New provisions on the subject were issued in an Act dated 14th October and in the Administrative Regulations of 12th December, 1911 (Titles E.B. IX., p. 318, Nos. 1 and 2), which annulled the Act of 19th October, 1895, on the same subject (Act in pursuance of which a credit of 10,000 francs was granted to the State Council, for the purpose of facilitating the organisation of a Labour Council by the workers). In pursuance of the new Act, a Labour Council with the rights of a corporate body was appointed. The chief duties of the Council consist in finding work and placing apprentices; it must, in addition, carry out various statistical functions and keep regularly in touch with the Swiss labour bureaux. No fee may be charged for assistance in finding employ-The Committee charged with the supervision of the Labour Council. consists of 15 members, six of whom are chosen by the representatives of the employers in the industrial Court of Arbitration and six by those of the workers; three members are appointed by the State Council.

2.3. Industrial Courts; Right of Combination; Conciliation and Arbitration

2'30. RIGHT OF COMBINATION.

GERMANY: Saxony. On 10th June, 1914, the Government of Saxony issued an Order (Text E.B. IX., p. 297) with respect to the conduct of Police Authorities in the event of trade disputes (strikes, lock-outs). The promulgation of this Order was preceded by lively debates in the Second Chamber. For instance, on 29th January, 1914, an interpellation by the National Liberal Deputy, Kaiser, and members of his party, with respect to the protection of persons willing to work (Drucksache No. 31), and an interpellation by the Social Democratic Deputy, Castan, and members of his party, with respect to the safeguarding of the right of coalition and penal proceedings in the event of socalled collective offences, were submitted for discussion.

The interpellation by Kaiser was worded as follows:

"There exists a state of unrest among wide industrial circles because the protection afforded by law for the prevention of Social Democratic terrorism against persons willing to work, is considered insufficient. Does the Royal Government, on the contrary, hold that the existing legislation is sufficient for this protection and is the said Government of opinion that a sense of security will be

promoted by addressing to the competent authorities written instructions, which, by setting forth the legal provisions in question, together with judicial decisions of superior courts on the matter, will serve as a guide to conduct in such cases, more especially for police authorities?"

The interpellation by Castan is worded as follows:

"(1) What measures does the State Government intend to adopt in

order to safeguard the legally guaranteed right of coalition?"

"(2) What reasons had the State Government for the Order* with respect to the hastening of penal proceedings in the event of collective offences, issued by the Ministry of Justice on 11th December, 1912?"

The first questioner declared the right of coalition to be the unassailable basis of the principle of organisation and collective agreements, and rejected the prohibition of picketing. On the other hand, he maintained that the Government should issue to the lesser authorities fully co-ordinated instructions. elucidating clearly for the benefit of the lower police authorities, not only the laws in force, but also the accepted judicial decisions, more especially those of the Supreme Court and of the Courts of Saxony. The Social Democratic Deputy, Heldt, justified the interpellation of Castan and criticised the mode of administration and the legal practice in questions of coalition. He supplemented his interpellation by the following motion:

"That the Chamber resolve to request the Government to urge in the Federal Council:

(I) that any legal regulation which might restrict the right of coalition or render the exercise thereof more difficult, be set aside, both in the Empire and in the Federal States;

(2) that the unrestricted right of coalition be ensured by suitable legal regulations and, more especially, that it be made impossible for local authorities to hinder, or even to prohibit, the use of strike pickets; and

(3) that the right of coalition be granted to all workers and em-

ployees."

The Minister of the Interior, Graf Vitztum von Eckstädt, in his reply to the two questions (Shorthand Report 1911, p. 1006C), after referring to his former reply to a motion by Dr. Böhme, as well as to the interpellations by Bleyer and Castan on 11th December, 1911, and to an interpellation by Castan on 16th April, 1912, took up the following standpoint :- The free right of coalition is a necessary weapon, which must be allowed to both parties to an equal extent. The placing of strike pickets is indispensable for the exercise of the free right of coalition, and is not prohibited by the legislation in force. The right of coalition must not lead to compulsory coalition—this is already provided against in \$53 of the Industrial Code. The freewill of the individual must be safeguarded. Above everything, public safety and order must be maintained at all costs, even during collective disputes. It is the duty of the Government to use all the means at its disposal in order to restrict industrial conflicts within the limits of the legal regulations. From the very nature of

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^{*} This Order is worded as follows: - Criminal cases "must always be treated as matters of urgency. Protracted legal proceedings endanger the reliability of the matters of urgency. Protected legar proceedings endanger the renability of the facts ascertained and tend to weaken the effect of the judgment on the culprit and on the public. More especially, all matters connected with arrests and the Press must be expedited, and also matters dealing with collective offences against public order, as in the case of street demonstrations, riots and strike excesses. In such an event, the whole of the penal proceedings must be expedited as much as ever the circumstances of the individual cases and the legal regulations permit.

the circumstances, it results that, in Saxony, with its highly developed industry and firmly established employers' and workers' organisations, industrial conflicts should be numerous and bitter. It would suffice to call to mind the boat and watermen's strike, the strike in the heavy vehicle industry in Leipsic, the strike of metal workers in Chemnitz, the textile workers' strike in Vogtland, the strike in the Oelsnitz-Lugau coal district, the strike in the chocolate industry in and around Dresden. During these industrial conflicts, many acts of violence and numerous contraventions of the legal regulations had occurred During the last boat and watermen's strike an attempt had even been made at night to sink a boat on the Elbe occupied by watermen. Up to the present the powers conferred on the State by the legislation in force have, on the whole, proved sufficient to suppress, with the aid of the police, any disturbance of the public order; but, on the other hand, this legislation was not altogether adequate for the suppression of terrorism directed against the personal freewill of the individual, both in cases of strike and of boycott. In this connection, a modification of the Penal Code was required within the meaning of the statements made by the Imperial Chancellor on 10th December, 1913, and the Saxon Government would persistently impress on the Federal Council the necessity for the revision of the Penal Code. The Saxon Government did not desire the right of coalition, as such, to be interfered with, nor was there any wish to promote exceptional legislation with respect to certain classes of the population. Terrorism on the part of employers must be viewed from the same standpoint as when emanating from the workers. The Government intended to persist in its earnest endeavour to suppress, with every available means, any movement which might contravene the legal regulations. respect to more important strikes, a large force of police would immediately be called up. Special care must also be taken when selecting commanding police officials for strike districts. There existed, however, no sufficient necessity for the establishment of a special National Strike Police Force. The existence of a special police organisation for strikes might easily demoralise the inhabitants. Special measures could only be taken for each individual case; besides, the police officials called up in a strike district for the purpose of maintaining order were always solely employed for that purpose and given special instructions. Contraventions of the legal regulations would be punished as speedily as possible, within the meaning of the Order issued by the Minister of Justice on 11th December, 1912. The refusal of the Ministry to sanction the prohibition of the stationing of strike pickets which had been repeatedly demanded, must not be considered as being equivalent to the granting of any privilege to these pickets. It is not possible to issue, as a guide, an official list of all the legal regulations and higher judicial decisions bearing on th Such a schedule, which, in view of the difficulty of the subject, would have to be based on fine judicial conceptions and differences, might be of service to the justices, but not to the police authorities, nor to the executive officials. The duty of the latter mainly consisted in a correct appreciation of occurrences, bearing in mind the special local conditions and the circumstances of the moment. Any instructions which might be given could only suitably consist in a general statement with respect to the lines of conduct to be followed by the police authorities. The Minister declared himself most willing to issue an Order in this sense.

The Minister of Justice, Dr. Nagel, defended his Decree for the expediting of penal proceedings in the event of so-called collective offences. The discussion was continued on 3rd February, 1914, and ended by referring both inter-

pellations to the Legislation Committee.

At the same time, a Conservative motion (motion by Dr. Böhme, and members of his party, relating to the protection of persons willing to work and to the freedom of industrial working) (No. 3) was submitted to the Legislation Committee. This motion desired that the Order should include the principal regulations contained in the Police Order, issued on 11th July, 1908, by the Chief President of the Province of Westphalia and recommended by the Prussian Minister of the Interior (cf. his explanations in the Chamber of Deputies on 11th February, 1914*) to the attention of the other Chief Presidents, as a basis for the general behaviour of the police in the event of strikes.

Owing to the closing of the Session, the motions put by the Legislation Committee (Nos. 539 and 541) were not brought forward for debate. The majority of the Committee recommended the issue of an Order based on the Ministerial explanation of 29th January; the minority advocated the adoption of the Westphalian Police Order.

The Order, dated 10th June, 1914 (Text E.B. IX., p. 297) stipulates that the police authorities are not to interfere personally in industrial disputes, but that they must only see, with the strictest impartiality, that the public order is not interfered with, especially that the life and health of no single person is endangered, that injury to property and other punishable actions are prevented, and that the freedom and safety of public traffic, especially to and from workplaces, is protected in every way. Proceedings in respect of infringements which disturb or endanger public order, no matter whither these are caused by employers or workers, must be carried out quietly and with reserve, but, nevertheless, with such energy and emphasis as the circumstances may demand. The stationing of strike pickets in public highways, etc., must not be opposed, when this does not interfere with free traffic and is restricted to the observation of labour conditions, without molesting individuals. In so far as strike pickets or other persons concerned disturb the public order and safety. the convenience or peace of the public highways, etc., more especially by molesting employers or other persons, or by assuming a threatening attitude

advantageously used, in the event of labour disputes, for maintaining public peace, security and order, and, more especially, for the protection of persons willing to work against molestation by strike pickets and other persons. As soon as the Imperial Court and Kammergericht have recognised the legality of the police regulations in question in their decisions . . . it would seem advisable to introduce them everywhere . ."

However, on 18th May, 1914, the Kammergericht declared that just that new portion of the Westphalian Order, to which the Prussian Minister had given such wide publicity and in which it was desired to grant to the police wholly indefinite powers for the maintenance of peace, security and order, more especially, for the protection of persons and property, was illegal, because the said regulation did not refer to definite actions and atterances and did not lay down standard instructions with respect to them. (Soziali

Praxis XXIII. 133.)

^{*} The instructions issued by the Prussian Minister of the Interior were worded as follows: (Shorthand Report, Chamber of Deputies, 24th Sitting, 11th February, 1914, col. 1967):—

[&]quot;Among the measures adopted for the suppression of excesses during strikes, police regulations issued in the Lower-Rhenish-Westphalian industrial district have proved useful. Under threat of penalties, they stipulate that those instructions by police inspectors must be obeyed which are issued for the maintenance of peace, security and order, and, more especially, for the protection of the safety of individuals and of property. This provision is contained in the Police Orders issued by the Chief Presidents of the Province of Westphalia (dated 11th July, 1908) and of the Rhine Province . . where it is given the same importance as the provision of the Street Police Orders which, as a rule, is alone enforced, and which stipulates that the instructions of the police inspectors which are issued with a view to securing unhampered traffic on the public highways, must be obeyed. Means are provided in the first-mentioned regulation which can be advantageously used, in the event of labour disputes, for maintaining public peace, security and order, and, more especially, for the protection of persons willing to work against molestation by strike pickets and other persons. As soon as the Imperial Court and Kammergericht have recognised the legality of the police regulations in question in their decisions . . . it would seem advisable to introduce them everywhere . "

they must be directed to leave that portion of the highway, including carriagedrives and house entrances, and, if necessary, removed. To address or accompany persons unmistakably against their desire will be considered as molestation. Should strike pickets have to be turned away owing to molestation, or should there be reason to fear direct disturbance of the peace owing to such pickets, the police authorities may prohibit picketing, either temporarily or for the period of the strike in question. In every case in regard to which penalties have to be imposed, the police authorities must collect the necessary evidence and transmit it to the competent authority.

[See also 2.00, Switzerland.]

2'31. ARBITRATION AND CONCILIATION.

PORTUGAL. In pursuance of a Decree, dated 17th August, 1912 (Text E.B. IX., p. 267, No. 2), Conciliation Boards for the settlement of individual or collective disputes, may be established for one or more branches of industry in the principal industrial centres, on the proposal of the Department of Industrial Labour of the Ministry of Public Works, by application from Communes, Conciliation Courts, Labour Associations, or employers who are not associated. The Conciliation Boards consist of an equal number of male or female representatives of the employers and workers, respectively, elected for three years. Workers of both sexes who are more than 16 years of age are entitled to vote. A meeting must take place upon application being made by one of the members, by the Industrial Inspector, by the Administrative Authorities, by a delegate of the Health Department, or by one of the interested trade unions, and not less than once every year. Should the case in dispute simultaneously affect several Boards, they may hold a joint session. The Board will only be competent to pass a resolution if the majority of its members are present. In their ordinary sittings, the Conciliation Boards may only deal with conciliation questions or Government inquiries. Statistics relating to the cases dealt with, the results of the proceedings and the nature and consequences of the disputes, are to be drawn up and submitted to the Department of Industrial Labour of the Ministry of Public Works. The minutes and the resolutions of the Conciliation Boards may be published in the public press.

[See also: 2.00, Switzerland.]

2.5. Administration

NETHERLANDS. A Decree dated 20th December, 1912 (Text E.B. IX., p. 229, No. 6), which repealed the existing Decree of 19th February, 1906 (Text E.B. I., p. 502), contains new provisions with respect to the collection by the Labour Councils of information concerning labour conditions. Whereas, in pursuance of the Decree hitherto in force, data had to be compiled relating to 'wages and working hours,' which amounted to a general survey of the standard wages and normal working hours, the Labour Councils are now instructed to collect purely statistical information in regard to wages and working hours in certain branches of trade. Further, the periods within which certain information must be collected have been prolonged, and the branches of trade, in regard to which certain data must be submitted, have been somewhat restricted and the dates, prior to which certain particular information must be furnished, have been altered. A Circular Letter issued by the

Minister for Agriculture, Industry and Commerce on 16th January, 1913, which elucidates the new provisions and contains the necessary formulæ, is published in the "Maandschrift van het Centraal Bureau voor de Statistiek," 1914 (b). A Decree, dated 12th February, 1913 (Title E.B. IX., p. 231, No. 8), amends in a few points the Decree of 6th January, 1898, with respect to the

drawing up of the regulations for the election of Labour Councils.

A Decree, dated 18th April, 1913 (Text E.B. IX., p. 231, No. 9), again amended the Decree of 10th August, 1909 (Text E.B. V., p. 137, No. 26), which had already been amended on 2nd October, 1911 (Text E.B. VII., p. 38, No. 9), with respect to the functions and powers of the officials of the Department of Labour Inspection. The amendments and supplements mainly deal with the appointment of a chemical expert as a member of the staff of the Department of Labour Inspection.

Three tasks are imposed on the Departments created in the towns PERU.of Lima and Calao, under the designation of Labour Offices, in pursuance of a Decree dated 30th January, 1013 (Text E.B. IX., p. 316, No. 2):—These Offices must: (a) collect statistical data with respect to labour questions; (b) proceed, once in every quarter, with an inspection of industrial concerns with reference to hygienic and health conditions and to measures adopted for the safety of the workers; and (c) undertake the duties of employment bureaux. The task of collecting statistical information, to which the Labour Offices must devote themselves, is to extend to the following matters:—(1) Number and classification of industries; (2) number of workers, sub-divided into men, women and children, native and foreign; (3) wages; (4) the duration of the working day; (5) payment for overtime; (6) work done for day wages, by contract and by the piece; (7) strikes and lock-outs; (8) periods for the payment of wages; (9) industrial accidents; (10) workmen's dwellings; (11) density of population living in tenement houses; (12) cost of living and prices of the most important articles of consumption; (13) inspection of factories, etc.; (14) workmen's associations and mutual provident funds. Moreover, the Office must keep an alphabetical register of all the workers and a register of all accidents. The employers are bound to forward their working rules to the Offices, and also to notify them of any alterations in such rules and inform them of the death of any worker employed in their service. Joint Stock Companies must forward their business reports and balance sheets. The text of the rules of the workmen's associations and the working rules must be published in the "Boletin del trabajo" (Labour Bulletin), which appears monthly.

[See also :—2·00, Switzerland ; 2·03, Greece ; 2·04, Germany ; 2·11, Greece ; 2·21, Portugal.]

3. International Workmen's Insurance

[See 4.0, Germany.]

4. National Workmen's Insurance

4.0. SICKNESS INSURANCE.

GERMANY. A Notification, dated 30th June, 1914 (Text E.B. IX., p. 297, No. 5), stipulates that, as the legislation of the Netherlands complies with the reciprocity required in virtue of §71, paragraph (2), of the Seamen's

Code, the provisions of the Seamen's Code of 2nd June, 1902 (Text G.B I., b. 361, No. 1), concerning the care of the sick, are henceforth also to apply to Dutch sailors suffering from venereal diseases.

NETHERLANDS. The work which had been carried on for many years or eliminary to the establishment of a system of sickness insurance, resulted in the promulgation on 5th June, 1913, of the Acts Nos. 203 and 204 (Title E.B. X., p. 232, Nos. 10 and II). But, while an earlier Bill introduced by Kuyper-Vecgens provided that the compulsory insurance should provide medical reatment, sickness benefit and burial money, the Talma Bill, which has now been passed, limits the insurance to sickness benefit. The legislation in question is divided into two special Acts—the first, the Councils Act (Radenwet) ontains the regulations relative to the insurers, the so-called Labour Councils; he other—the Sickness Act (Ziektewet)—regulates the actual sickness neurance.

I. In pursuance of the Councils Act (Radenwet), so-called Labour Councils (Raden van Arbeid) are established for administrative districts with population of not less than 25,000 inhabitants. The division of the country nto Labour Council Districts is carried out by Order. One Insurance Council Verzekeringsrad) is established in each case for certain groups of Labour Councils. Each Labour Council consists of a President and his substitute, f elected representatives of the employers and of the workers (not less than 8), nd their substitutes and of a secretary; every employer or worker and any person legally or compulsorily insured against sickness, who has completed the 5th year of his age, is entitled to vote. The number of votes held by an employer s graduated according to the number of workers he employs (I vote for 20 workers, 2 votes for 21-100 workers, a further vote for every subsequent 100 vorkers); each worker has I vote. The members of the Labour Councils hold office for a period of six years. Any person is eligible as a member of a abour Council who has completed the 25th year of his age, who lives within he district of the Labour Council concerned and (1) is or has been an employer r a worker for not less than five years, or (2) is legally or compulsorily insured gainst sickness, or (3) is a member of the committee of management of an ssociation which exclusively or principally deals with employers' or workers' nterests. The Labour Council meets as often as the President considers it dvisable, or when not less than one-third of the members demand it, giving heir reasons in writing; a quorum of not less than one-half the members s necessary; decisions are arrived at by a majority of votes; should more epresentatives of the employers than of the workers be present or vice versa, he number in excess, selected by lot, is asked to withdraw. The board of nanagement of each Labour Council consists of the president and of one epresentative each, with his substitute, of the employers and of the workers; he quorum consists of all the members. The Government appoints the resident and his substitute for a period of six years; they must be Dutch ubjects, not under 25 years of age and neither employers nor workers; the resident has a vote on the Labour Council and on the board of management nd the committees. The Labour Councils act mainly as sick funds. As it is, owever, also intended that they shall serve other purposes concerned with ocial insurance, the scope of their duties is defined in a general way by the tatement that they must co-operate in the administration of the Acts and of dministrative regulations relating to workers' insurance. Two or more abour Councils may jointly regulate matters of common interest.

Each Insurance Council consists of four unpaid and of a number (not more than three) of paid members, together with their substitutes, and a secretary The members must be Dutch subjects and not under 25 years of age. The unpaid members hold office for six years; they are elected in equal numbers from among the representatives of the employers and of the workers on the Labour Councils for their administrative district. The paid members are appointed by the Government for a period of six years. They must be neither employers nor workers, nor may they without permission hold any other public office, or be members of any profession. The meetings of the Insurance Council are called in the same manner as those of the Labour Councils. Not less than one unpaid member for each side and half the paid members must be present at the meetings. The Government appoints a president from among the members of the Insurance Council. The duties of the Insurance Councils mainly consist in co-operation in the administration of the Acts and genera administrative regulations concerning workers' insurance; more especially each Insurance Council must supervise the Labour Councils within its admiris trative district, must, if necessary, ask the Government to rescind decisions by the Councils, and must settle, by amicable means, differences of opinion between individual Labour Councils.

II. The Sickness Insurance Act (" Ziektewet") consists of five Parts.

Part I. of the Act, entitled General Regulations, places pregnancy and miscarriages on the same footing as sickness. Workers employed in any undertaking are considered as being workers within the meaning of the Act with the exception of those—(a) whose contract of service does not extend over at least 4 days; (b) whose remuneration consist solely in instruction (c) whose daily wages exceeds an amount to be fixed for the administrative district of each Labour Council (not less than 2.50 fl. and not more than 5 fl.) (d) who, or whose wives, pay property tax; (e) who, or whose wives, pay earner income tax (not less than the amount stated in the Schedule to the Labou Council Act); (1) who are members of the crews of sea-going ships who, as rule, are absent from the Netherlands for more than one week; (g) who are i the employ of a legally constituted public body; (h) who are on active militar service; (i) who are considered as being employers within the meaning of th Act; (i) who are employed as travellers by an undertaking having its head quarters in a foreign country. The average wage earned for one day is cor sidered as being the daily wage within the meaning of the Act; this is, as rule, calculated for a week of six days, deducting any holidays; payments i kind are included to the extent of their monetary value. Any person wh employs one or more workers on an undertaking is considered as being a employer within the meaning of the Act; more especially the following ar considered as being employers:—(a) in the case of a worker in the employmer of a legal entity, not being a legally constituted public body—the chief or the manager of the undertaking; (b) in the case of an insured person in the employ ment of a legally constituted public body—the person directly charged with the management of the branch of service to which the insured person belongs (c) in the case of a worker in the employment of an undertaking having its head quarters in a foreign country—the person who is charged with the management of the work at the place in the Netherlands where work is being carried o The employer may appoint a substitute upon whom will then devolve all t duties of the employer, the latter, however, remains civilly responsible in ever case.

Part II. deals with sickness benefit. Any person who is insured in accordnce with the provisions of the Act is entitled, in the event of incapacity for work through illness (not, however, of sickness resulting from an industrial ccident, unless he is insured against accidents), to claim sickness benefit under he Act. All workers are insured within the meaning of the Act, except those who are already contributors to a legally constituted public insurance fund, or workers who are in the employment of railway companies and who are dready insured. The insurance of so-called "casual" workers—i.e., those whose contract of service does not extend for more than four days-will be regulated by Order. A worker domiciled in the Netherlands who resides in a oreign country for a period not exceeding two months does not lose his right o insurance benefit, unless he is insured against sickness in the country in which ne temporarily resides. Upon request, the board of management of the Labour Council may exempt the following persons from compulsory insurance: a) any person whose daily wage is less than 0.40 fl.; (b) any person who at the commencement of the insurance is incapacitated for work or pregnant. Every nsured person is compelled to submit to the medical examination prescribed by the board of management of the Labour Council; the cost falls to the charge of the sick fund. As a rule, every insured person is entered on the sick fund egister of that Labour Council within whose administrative district he works. in accordance with the administrative regulations, employers are compelled to eport insured persons, under penalty of the suspension or the reduction to onealf of the sickness benefit. The worker is, however, also entitled to report nimself. The Labour Council is even authorised, for certain classes of workers, o stipulate that the latter must report themselves. The sickness benefit amounts to 70 per cent. of the average daily wage in the wages class to which the insured person belonged at the commencement of his incapacity for work; the benefit is paid from the third day after the beginning of his illness and for the entire period of his incapacity for work, but not, however, for more than ix months, and excluding Sundays. In the case of pregnancy, payment begins on the first day of the incapacity for work; in the event of a miscarriage, ickness benefit, to the amount of the average daily wage of the wages class, s paid for the entire period of incapacity for work. The Government may, nowever, by Order applying to the administrative district of a Labour Council, educe the sickness benefit to 50 per cent. of the average daily wage of the wages lass, or raise it to 90 per cent., and order the payment of benefits:—(a) from he 1st, 2nd, 4th or 5th day of incapacity for work; (b) for a period of one year; nd (c) for Sundays; the Government may further decree, for the administrative listrict of a given Labour Council that, in the event of partial incapacity for work, only a corresponding portion of the sickness benefit is to be paid. person who during a period of twelve months has drawn sickness benefit for nore than 180 days on account of the same illness, even though not coninuously, may during the subsequent twelve months only draw benefit on ccount of the said illness for a period not exceeding 90 days. Insured persons, tho during incapacity for work are in receipt of wages, or of sickness benefit rom other sources, must notify the Labour Council; such persons will then only eceive benefit to an amount equal to the difference between the daily wage eceived by them at the commencement of their illness and their present wages r other receipts. Insured persons who are not treated in a hospital at their wn expense, receive one-third of the sickness benefit; the remaining twohirds are paid to the person who defrays the cost of such treatment, up to the mount of the cost; in the case of the breadwinner of a family, the sickness

benefit may be paid as a whole or in part to those persons whose breadwinner the insured person is. In various cases, the insured person loses his right to claim sickness benefit, or the Labour Council may refuse to pay the sickness benefit as a whole or in part. The first occurs (a) if the insured person is either not insured with a recognised sick fund*, or unable to prove that he can obtain medical treatment; (b) if the insured person has wilfully caused his illness (c) so long as the insured person is detained in prison, etc. The second case arises -(a) if the incapacity for work already existed at the commencement of the insurance; (b) if pregnancy started earlier than, or a miscarriage occurred within six months after, the commencement of the insurance or of notice thereof; (c) if the illness is caused by an irregular or immoral mode of life (d) if the insured person has not consulted a medical man, or has not obeyed the latter's instructions; (e) if the insured person hinders his recovery by his own fault; (f) if the insured person fails to comply with the rules laid down by the insurance authorities, etc.; should the insured person be given to drink the sickness benefit may be applied for his benefit, or for the benefit of his family. Any person who has been insured for not less than two months is entitled to sickness benefit under the Act for one month after the termination of such insurance. The State is liable for the payment of the sickness benefit

The amount of the contributions is fixed by the Government for the administrative district of each Labour Council; it is revised at least once every five years. The contributions are regulated on the same basis for all the workers insured with the sick fund of the same Labour Council; should it however, be proved statistically that for one or more classes of insured persons there exists a greater danger of sickness, higher contributions will be imposed for such classes. Higher contributions are also imposed on insured persons who are not at the same time insured against accidents. This increase may be again reduced for individual insured persons if they are employed by an undertaking which, in virtue of its installation or of its mode of working, offer less danger with respect to sickness or accidents. On the other hand, the contributions may be raised by not more than one-half for insured persons who are in the employment of undertakings which, owing to their installation of mode of working, are proved to offer increased dangers in regard to health the same applies to persons insured against accidents, who work in specially dangerous undertakings; the employer must pay the supplementary con tribution. Should the contributions prove insufficient to cover the expense of the sick fund (including the amounts placed to the reserve fund and the repayment of loans), the Insurance Council must propose to the Governmen the raising of the contributions, or the reduction of the sickness benefit, or both

The amount of the contributions is varied according to the following wage classes on the basis of the average daily wage:—

Class.	Daily Wage.											
1.	Less than							4 4			fl.	0.50
II.	from	3.2	0.70 u	p to and	including	0.99					12	0.80
III.	31	3.1	1.00	2.8	32	1.39						1.20
IV.	2.7	2.2	1.40	2.3	3.2	1.89					2.2	1.60
V.	2.2		1.90	22	2.2	2.49					2.2	2.20
VI.	2.2	2.2	2.20	2.2	2.2	3.49					,,	3.00
VII.	22	2.2	3.20 0	r more							22	4.00

^{*} This includes any fund which provides medical treatment.

The Government may further sub-divide these wages classes for the dministrative district of any given Labour Council. The contribution for each insured person is paid in equal shares by the employer and by the worker; s a rule, the employer pays the contribution; he may, however, deduct the vorker's share from the wages due to the latter. The Labour Council is alone ntitled to fix the date by which all contributions must be paid. A further hapter contains the regulations with respect to the management of the sick unds of the Labour Councils.

Any of the following persons may voluntarily insure with a sick fund:-Those who are insured in pursuance of the Accident Act of 1901 and who are n receipt of remuneration which does not solely consist in instruction; persons who are exclusively employed as travellers for undertakings having their headquarters in a foreign country and who are not insured; persons who would have to be insured if their contract of service were not limited to less han four days. In addition, all persons may voluntarily insure who, upon he termination of their compulsory insurance, continue to pay their conributions and, also under certain conditions, those persons who, although hey are domiciled in the Netherlands, are compulsorily insured against ickness in a foreign country. Notice with respect to voluntary insurance must be given by the insured persons themselves. The Labour Council may decide hat no sickness benefit is to be paid in the case of chronic illnesses. A person oluntarily insured must pay his own premium; he may, however, require is employer to refund, for the period during which he was in the latter's imploy, of the amount by which the premium paid exceeds the contribution payable by persons compulsorily insured. A person who is voluntarily insured annot claim sickness benefit so long as he resides in a foreign country.

Besides the sick funds of the Labour Council, recognised special funds and local funds (established by a Labour Council for part of its administrative listrict) may also pay sickness benefit. Special funds may be recognised by the Labour Council upon the request of their organisers. The recognition of special funds is subject to three conditions:—(a) The fund must be the property of a corporate body; (b) the transfer to the owner of the special fund of the liability for the payment of sickness benefit must have been applied or by a certain number of the members of the Labour Council's sick fund; c) the drawing up and the modification of the regulations must remain exflusively the business of the members of the special fund, as well as the election of the majority of the members of the Committee. The Labour Council acts is a court of appeal. The Council must also pay over the insurance contribuions to the management of the Fund, after deducting the cost of collecting he same, and any expenses connected with measures for the prevention of sickness. Local funds may be charged by the Labour Council with the payment of sickness benefit to insured persons who are domiciled within a specified section of the administrative district of such Council; any increase of the sickness benefit above the amount paid by the Labour Council must be anctioned by that Council.

Part III. contains regulations with respect to the prevention of sickness. The Labour and the Insurance Councils are given power to take and to promote all necessary measures for the prevention of sickness with respect to persons iable to compulsory insurance under the Act, and also to persons entitled to nedical treatment. Should these measures entail financial outlay by the abour Councils, the sanction of the Insurance Council must be obtained. The provision of medical treatment, together with the supplying of medicines, is designated as a measure of this kind. To facilitate this, a system of voluntar insurance is to be established, assisted by so-called sick funds (Ziekenfondsen These measures need the sanction of the State, which is granted in the form approving the rules for a period not exceeding 15 years. Membershi is voluntary, but the funds must allow any person insured under the Sicknes Insurance Act to join. Each fund must have at its disposal at least two physicians and two chemists, among whom the insured persons are to be allowed to chose as far as possible; once a year every insured person must be given an opportunity of altering his choice. In any fund which has more that one physician at its disposal, each insured person must be assigned to a certain medical man. The amount of the contributions to sick funds which have bee sanctioned must be revised at least once every five years. The competent Insurance Council acts as court of appeal.

Part IV. regulates the settlement of disputes by the Insurance Council Part V., the courts of appeal; and Part VI. contains penal, temporary an

final regulations.

SWITZERLAND: Basle Town. In connection with the passing of th Federal Act, dated 13th June, 1911 (Text G.B. XI., p. 174; English translation in the "Bulletin of the Bureau of Labour." Washington, No. 103 August, 1912) relating to sickness and accident insurance, the State Institutio of the Canton of Basle-Town for providing medical treatment (Poliklinik) wa re-organised. It was necessary to bring the said Institution within the provis ions of the Federal Act in order to obtain Federal recognition for the Publi Sick Fund which takes its place, and so as to fulfil the requirements for obtain ing the Federal subsidies. On 13th June, 1912, the Government submitte to the Grand Council a Bill with respect to the establishment of a Publi Sick Fund for the Canton of Basle Town. The question of compulsion wa again discussed, at the same time as the question of organisation, but, to technical reasons, it was made the subject of a special Bill relating to th introduction of compulsory sickness insurance (dated 20th May, 1913), i regard to which no decision has as yet been arrived at. The Act promulgate on 12th March, 1914 (Title E.B. IX., p. 285, No. 10), therefore only regulate voluntary sickness insurance subsidised by State contributions. All inhab tants of the Canton under the age of 60 years are entitled to become members in so far as they are not already insured in more than one other Sick Func The Fund is divided into five classes of insured persons:—(I) Insured person with full cantonal contributions; (2) insured persons with cantonal contribu tions amounting to two-thirds of the premium; (3) insured persons wit cantonal contributions amounting to one-third of the premium; (4) persor insured by their employers; (5) persons insured at their own cost. To Class (1) belong families whose yearly income does not exceed 1200 frs. and individua whose income does not exceed 1,000 frs.; to Class (2), families whose year income amounts to 1,200-1,500 frs., and individuals whose income amount to 1,000-1.200 frs.; to Class (3), families whose yearly income amounts t 1,500-2,200 fis. (when the yearly income is assessed, 100 frs. may be deducte for each child under age); Class (4) comprises all employees, male and femal workers and domestic servants resident within the Canton, in so far as they are not included in Classes (1)—(3); Class (5) comprises the remaining resident in the Canton. All working expenses not covered by the Federal contribution are defrayed out of the insurance premiums, which are fixed by Order ever five years. With respect to Class (1), the Canton pays the whole of the insurance premium, with respect to Class (2), two-thirds, and with respect t lass (3), one-third. Special provisions regulate the right of insured persons o receive benefits and to change their place of residence. The following are the penefits under the Fund :—(a) In the event of sickness, from the day when the llness commenced: (I) free treatment by a medical man, a dentist (only for xtractions, the stoppage of secondary hemorrhages and the treatment of cute abscesses), or in a hospital for an indefinite period or, if need be, treatment n an institution for one year within a period of 540 days; (2) free supply of ny medicines, bandages, spectacles and trusses ordered; (3) free supply of paths and physical curative treatments ordered; (4) free loan of invalid urniture and appliances ordered; (b) in the case of confinement (after a membership of nine months not uninterrupted by more than three months):—(1) nee services during delivery by a midwife or a medical man, as well as free upply of medicines ordered, etc.; (2) free treatment in a maternity institution; 3) where the mother nurses her child for not less than 10 weeks, a Cantonal nursing bonus of 20 frs., in addition to the Federal nursing bonus of 20 frs. nsured persons have the free choice of doctors, dentists, chemists, midvives and medical institutions on the panel. The scale of fees fixed by the Fund for medical services and medicines are subject to the sanction of the State Council. The Fund is under the supervision of the Sanitary Department, which is assisted by a Sick Fund Committee composed of six members. Fund has its own system of accounts. The direction of the business of he Fund is in the hands of a manager.

[See also 2.17, Switzerland (Basle Town).]

4.1. MATERNITY INSURANCE.

[See 4.0, Netherlands, Switzerland (Basle Town).]

4.2. ACCIDENT INSURANCE.

SALVADOR. Salvador was the first of the Central American States o regulate, by an Act of 12th May, 1911 (Title E.B. IX., p. 317), the question of liability in the event of industrial accidents. The Bill, which followed the brinciples of Spanish legislation, was submitted to Parliament at the instigation of President Araujo, and sanctioned in spite of the adverse opinion expressed by the Supreme Court of Justice. In pursuance of the Act, every bodily njury which may befall a worker during or as a consequence of any work which he may execute on behalf of a third person, including injuries caused by the direct handling of poisonous substances, must be considered as an industrial accident. The term "workers" includes all persons who, as a rule, execute manual labour outside their homes on behalf of a third person, either with or vithout remuneration, on time or piece work, and in virtue of a verbal or a written agreement. The employer is liable for every accident which may befall one of his workers during or as a consequence of the occupation of the latter, in so far as the said accident cannot be ascribed to force majeure or gross careessness on the part of the worker. The liability of the employer applies to he following industries: -(I) mining; (2) industries in which explosive or nflammable, injurious or poisonous substances are manufactured or used for ndustrial purposes; (3) public traffic undertakings (motor, railway or streetlailway); (4) navigation undertakings (high sea or inland); (5) fire brigades 6) electricity works. This liability entails the following obligations:i) in the event of temporary incapacity for work (not exceeding one year): one-half the daily wage from the day of the accident until work is resumed; 2) in the event of permanent and complete incapacity for work, a sum in

compensation equal to two years' wages; should the worker, however, be able to undertake some other kind of employment, he is only to receive a sum equa to 18 months' wages; (3) should the worker be partially and permanently incapacitated for work at his own trade, the employer must, during not less than one year, assign him some other employment suitable to his physica condition, with full compensation. The employer must also bear the expenses connected with the medical treatment and nursing. The compensation provided for in the event of permanent invalidity is independent of that fixed for temporary incapacity for work. Should the accident result in the death of the injured person, the employer must bear the funeral expenses up to ar amount not exceeding 40 pesos, and, moreover, compensate the survivors (widow, legitimate and illegitimate children under the age of 16 years and legitimate relatives in the ascending line) in the following manner :-(1) Two vears' wages, where the deceased leaves a widow, children or orphan grandchildren; (2) two years' wages where the deceased leaves legitimate or ille gitimate children or legitimate grandchildren; (3) one year's wages where the deceased leaves only a widow and neither children nor other descendants (4) 10 months' wages to parents or grandparents, where the deceased leaves neither widow nor descendants, and if the parents or grandparents are either more than 60 years of age and poor, or, though less than 60 years ofage, incapacitated for work; should there only be one survivor in the ascending line the compensation amounts to seven months' wages. When assessing the amount of wages, the daily wage may not be reckoned as less than 50 silve centavos. Employers may free themselves from the obligations resulting from their liability by insuring their workers with an insurance company which complies with the legal requirements. Claims for compensation must be made within a period of two years. An Order was issued on 7th September, 191: (Title E.B. IX., p. 317, No. 2), containing detailed regulations for the adminis tration of the Act.

4'3. OLD AGE, INVALIDITY AND SURVIVORS' INSURANCE.

LUXEMBURG. A series of regulations for the administration of the Act, dated 6th May, 1911 (Text E.B. VI., p. 270), relating to Old Age Pension and Insurance against Invalidity, were issued during the years 1911-1913 the titles of which are given in E.B. IX., pp. 307, 308, Nos. 1-8. A Decre dated 8th August, 1911, contains administrative regulations in pursuance of §§62 and 64 of the Act, respecting the drawing up of the lists of insured person and the assessment by surveyors of taxes of the wages of persons not subjec to insurance against accidents; another Decree of the same date approve and publishes the rules of the Old Age and Invalidity Insurance Institution The average value of payments in kind, which, for the purposes of the insurance is included in the assessment of the wages, is fixed in a Decree dated rot October, 1911; another Decree, dated 21st February, 1913, reduces the rates to which objections had been raised on the ground that they were too high A Decree, dated 12th November, 1911, designates the Justices of the Peace a the auxiliary administrative authorities, who, in pursuance of \$81 of the Act must, as a rule, assist the Committee of Management of the Insurance Institu tion, and contains more detailed provisions with respect to their functions A Decree, dated 22nd January, 1912, deals with the organisation of th Arbitration Courts and proceedings before such Courts and before the Higher Courts of Justice in old age and invalidity insurance matters; and another dated 9th February, 1912, regulates the keeping of the accounts of the Ol Age and Invalidity Insurance Institution. A Decree of 16th July, 1912, contains provisions with respect to personal insurance and the continuation of insurance, as provided for in §\$13-15 of the Act. A Decree of 30th July, 1913, annuls, in favour of German subjects, §18, paragraph (3), and §131 of the Act; §18, paragraph (3), and §10 stipulate that, for the purposes of invalidity and old age pensions, foreigners must prove that they have worked in the Grand Duchy for at least 2,700 days, in so far as this provision has not been suspended by decision of the Government for the benefit of subjects of foreign States, the legislation of which grants to Luxemburg workers, in the event of disablement or old age, advantages equal to those of the Act. As the German Imperial Insurance Code now grants this reciprocity to Luxemburg workers, the above-mentioned Decree brings the said suspension into force.

Although the application of the Old Age and Invalidity Insurance Act proceeded satisfactorily among industrial workers, it was met on the part of agricultural workers with opposition due to want of comprehension. of complaints were formulated during the meetings of various communal Councils and agricultural associations, which were subsequently considered by the Chamber of Deputies during the sittings of 31st January and 19th, 20th and 21st February, 1912. (However, statistics prove that even during the first years of its establishment, in spite of the opposition of agricultural workers, the insurance proved of great importance to agriculture. In 1012 the contributions reached the following amounts:-Industrial and misceltaneous occupations: 1,339,000 frs.; agriculture, 53,777 frs. The benefits paid (1912 and 1913) were as follows: - Industrial and miscellaneous occupations, 20,464 frs.; agriculture, 16,045 frs. Agriculture, therefore, drew 35 per cent. of the benefits and supplied 3.86 per cent. of the contributions, whereas the corresponding figures for industrial occupations were 65 per cent. and 96.14 per cent.). The Government made the points most in need of revision the subject of a Bill to amend the Old Age and Invalidity Insurance Act, which was reported upon by the Central Section (Zentralsektion) on 14th March, 1913, and submitted by the Government to the State Council on 30th April (Opinion of the State Council, dated 4th July). The discontent had been partly caused by the fact that, in certain districts, agricultural employers had been obliged to pay the double contribution, his own and that of his employee. because, in order not to lose the worker, he had not dared to make the legal deduction from the wages in respect of the contribution. A new provision was consequently introduced to enable the employer to recover the contributions advanced by him at the final settlement of the wages. The compulsory insurance of day labourers employed in agriculture and forestry had also been opposed. Such insured persons were in many cases small independent landowners who only worked for others on a few days per year, during the harvest, or instance. The insurance of such persons entailed correspondence and expenditure on the part of the employer without proving of much benefit to the insured persons themselves, as it might be assumed that, owing to the small number of their annual working days, they would not complete the legal waiting period, or only complete it after a very long time. The Bill tried to vercome this disadvantage by the provision that, as a rule, persons working or less than 76 days per year were to be exempt from insurance. Objections were, however, also raised against this solution and brought forward, especially, during the deliberations of the Chamber of Deputies (cf. Chambre des Députés. Discussions de la loi modificative sur l'assurance vieillesse et invaliditié. Séances des 5, 6, 7 12 and 15 mai 1914. Luxembourg, Imprimerie de la Cour,

Victor Buck 1914). It was feared that, in virtue of the new provisions, persons might be excluded from the insurance who might perhaps, after all, find themselves in a position to benefit by it, and that the Insurance Act might lose in value as a means of social education. The Central Section of the Chamber of Deputies therefore replaced the text originally proposed, by the provision that the share of the contributions for insured agricultural workers working partly for their own benefit and partly on behalf of others, was to be paid by the insured persons themselves. A further amendment put forward was the reduction, from 68 to 65 years, of the age at which annuities become

In the main, the proposed new provisions were adopted, and became law on 2nd June, 1914 (Text E.B. IX., p. 309, No. 12). The most important amendments introduced by the Bill are as follows: -As regards the provision of the financial supplies for carrying out the Act by the State, the Communes, the employers and the insured persons, the Communes formerly (§60, par. 3) had to refund to the State one-third of its outlay (which consists in the reimbursement of one-third of the amount of each original pension, fully paid up); henceforth, the contribution to be paid by the Commune, (i.e., the place of residence for the purposes of relief), is to be reduced to one-fifth (20 per cent.) of the State's outlay. The principle contained in §63, that the contributions payable by the insured persons are to be retained by the employer on the occasion of each payment of wages, is restricted by two additional paragraphs, which stipulate that, by mutual agreement, the retension of the deductions, corresponding to the contributions due, may be postponed until the final settlement (not later, however, than 31st December in each year), and that the share of the contributions payable by insured agricultural workers, working partly on their own account and partly for third persons, shall be collected direct from such insured persons. A supplementary paragraph to §66 provides that the Managing Committee of the Insurance Institution may require a security to be deposited by contractors domiciled in a foreign country, who temporarily employ in the Grand Duchy persons liable to insurance. temporarily employ in the Grand Duchy persons liable to insurance. Two further amendments are merely concerned with transitory provisions. The age at which a person becomes entitled to an old age pension has been reduced from 68 to 65 years. An annual credit of 125,000 frs. for 50 years (beginning in 1914) is to be placed at the disposal of the Invalidity and Old Age Insurance Institution, from the receipts of the mine rents due in virtue of the Act of 29th November, 1913.

NETHERLANDS. By the Act No. 205 of 5th June, 1913 (Title E.B IX., p. 232, No. 12), a system of old age and invalidity insurance was organised in the Netherlands.

Part I. contains the general regulations and provisions with respect to organisation. The insurers in this branch of insurance are, in the first instance the State Insurance Bank, then the Insurance Councils and the Labour Council (concerning these authorities, see under 40, Sickness Insurance, Netherlands). The State Insurance Bank mainly decides matters relating to the awarding of or compensation for, annuities and the provision of medical treatment; the Labour Councils deal with the admission of applicants to the insurance and the collection of premiums.

Part II. deals with annuities.

I. Scope of the Insurance. The following persons are subject to compulsory insurance under the Act:—All workmen over 13 years of age, not or active military service, who work in the Netherlands and whose yearly wag

does not exceed 1,200 florins; and, further, workmen who are employed in a foreign country by an undertaking established in the Netherlands and (a) who reside in the Netherlands, or (b) who are employed on ships which regularly return to the Netherlands. The insurance entitles a workman to an annuity in the event of disablement, or after the completion of his 70th year of age; the annuity is continued to any surviving children under the age of 13 years. The following persons are not subject to compulsory insurance: - Workmen who are not already compulsorily insured and who do not work in a regular trade for wages—i.e., who only work for wages by way of exception and for short periods; workmen who are over 35 years of age or disabled and not already compulsorily insured; workmen who are entitled to a pension from the State, from a legally constituted public body and from railway undertakings, and all those whose right to a pension is regulated by a legally constituted public body or guaranteed by employers in the manner stipulated by law; workmen who pay, or whose wives pay, property tax, or income tax on an ncome exceeding 2,000 florins; and also, under certain conditions, workmen, to be designated by Order, who are the subjects of a foreign country and who work for an undertaking not domiciled within the kingdom; workmen who, being the subjects of a foreign country, and not domiciled within the kingdom, are employed in connection with entertainments, on work other than that of attending on visitors; and workmen, who are the subjects of a foreign country and who reside outside the kingdom, unless they work for an undertaking tomiciled within the kingdom, or unless their employer is domiciled in the Netherlands.

Workmen who can prove to the Labour Councils that in some years hey will probably be in receipt of an income exceeding 2,000 florins and who are not already or have not already been compulsorily insured, may be exempted from compulsory insurance for a period of from one to three years; at the workman's request this exemption may be prolonged by from one to two years, up to a maximum period of five years. Persons subject to combulsory insurance are divided into the following five wages classes:—

				Yearly Wage 11				
Class.					Florins.			
I.	 		 • •		less than 240			
II.	 		 • •					
III.	 	* *	 		400-600			
IV.	 		 		600–900			
V.	 	* *	 • •		900 or more			

Workmen whose wages are paid in kind are enrolled in the first class, and usured persons on active military service, whose premiums are paid by the state, in the second class. After consultation with the Labour Council conterned, the Government decides for each Commune the wages classes for the arious classes of workers employed within that commune, for which purpose he average yearly wage is used as a basis, but, if need be, the degree of danger nvolved in the work is taken into consideration. Seamen are to be enrolled by order and may be included in a higher wages class than that to which their rearly earnings would entitle them. Besides the compulsory insurance, volunary insurance is allowed, with a view to procuring annuities (voluntary nnuities) payable in the event of disablement and upon attaining the age of o years; persons compulsorily insured may also enter upon voluntary nsurance.

II. Object of the Insurance. Every insured person who has paid 150 remiums (waiting period for invalidity benefit) is entitled to an invalidity

annuity, if the disablement (not caused by his own fault) is permanent or last for more than six months. Every person who has completed the 70th year of his age is entitled to an old age annuity. In the case of compulsory insur ance, the annuity amounts to 325 times the total of the premiums paid up divided by the number of the weeks during which the person concerned habeen insured (original pension, "grondslag"), plus 14 per cent. of the total amount of the premiums paid up, but not less than one-fifth of the original pension (additional pension, "verhooging"). Annuities to orphans are painto recognised children, either legitimate or illegitimate, under the age of r years, after the death of their insured father, if the latter was already in receip of an invalidity annuity or if proof can be given of the payment of 40 premium The same applies to fatherless children upon the death of their mother. The total annuity payable to orphans amounts for all the children under the age 13 years to one-fifth more than the amount of the original pension to which the insured person would have been entitled on the day of his death. Voluntar insurance entitles to an annuity in the event of permanent disablement or construction disablement for a period exceeding six months, as well as upon the completio of the 70th year of age. The voluntary annuity amounts annually to 11 ct for each voluntary premium of 2 fl. and for each half-year which has elapse between the payment of the premium and the date of drawing the annuity The voluntary invalidity pension is reduced to one-half in the case of insure persons over 16 years of age, if they have not paid at least 60 voluntar premiums extending over a period of not less than seven years. Should the Labour Council be of opinion that the otherwise unavoidable danger of per manent disablement in the case of a person subject to compulsory insurance may be averted by suitable treatment, the Council may require the State Insurance Bank to cause such insured person to be subjected to such treatmen or placed in a nursing institution, at the expense of the Bank. Whilst th insured person remains in the nursing institution, the Bank can only pay to the children under the age of 13 years an allowance (children's allowance) no exceeding two-thirds of the invalidity annuity to which the insured person entitled. For the purpose of assisting invalidity insurance, the Bank ma grant loans to institutions or associations making provision for the care of the sick or convalescents, or which in other ways endeavour to raise the standar of public health.

The annuities are paid by post. In the case of annuities of less than 26 per year, the State Insurance Bank may order quarterly payments; whe the recipient is given to drink, the Bank may order, upon request by the Labour Council, that the annuity shall be paid in kind instead of in cash, or paid to a third person.

III. Premiums. The premiums are calculated in the following manner One premium is collected for each calendar week, namely:—

In	Ist	wages	class		۰			0		20	cts.
	2nd	2.2	2.9				۰			24	cts.
	3rd	2.2	22		۰					32	
	4th	2.5	22	٠				0		40	2.3
In	5th	* , ,	2.2				. 9			48	21

In the case of job work, which is carried on away from the premises of tundertaking and not under the supervision of the employer, it is assume when calculating the number of calendar weeks for which the employer mupay premiums, that the worker earns daily (exclusive of Sundays and of t generally recognised Christian holidays):—

CXXIII.

Those classes of seamen who are enrolled in a higher wages class than the ne to which they would belong in virtue of their average annual earnings, may be exempted by Order from the payment of premiums for weeks during which hey do not work for wages (but not more than eight in any one year).

The premium is paid by the employer. In special cases the insured person nay himself pay the premium, such an arrangement is more especially dmissible in the case of home-work; however, in this case the employer must, then paying the wages, pay a supplementary amount equal to from 2-7 per ent., according to the wages class. The employer is entitled to deduct every reek from the wages due to the worker—

(a) In the case of adults—

4 cts. for wages class I.
6 ,, ,, ,, III.
II ,, ,, ,, ,, III.
20 ,, ,, ,, ,, IV.
24 ,, ,, ,, V.

(b) In the case of minors, half the amount of the premium for each wages class.

The State pays the premiums for insured persons on active military rivice. The premiums may be paid by affixing premium stamps to an anuity card or by cash payments to the Labour Council; the mode of payment will be fixed by Order for each administrative district of a Labour ouncil.

The premium in the case of voluntary insurance amounts to 2 fl.; the remiums are payable by the insured person, as often and whenever he likes; ach payments are made by affixing adhesive insurance stamps.

Part III. deals with appeals. Appeal Councils (Raden van Beroep) are tablished; the Central Appeal Council (Central Raad van Beroep), which pursuance of \$1 of the Appeal Act, is competent in the case of Accident surance, is the final tribunal of appeal.

Part IV. contains temporary, penal, and final regulations.

Two Decrees, dated 12th and 19th June, 1913 (Titles E.B. IX., p. 232, os. 13 and 14) fixed as the dates for the coming into force of certain sections the Act, 1st July and 3rd December, 1913, respectively.

[See also 4.2, Salvador].

4'4. UNEMPLOYMENT INSURANCE.

SWITZERLAND: Basle Town. The Administrative Order, of 23rd pril, 1910 (Text E.B. V., p. 312), in pursuance of the Act relating to the eation of a State Unemployment Fund and to the subsidising of private nemployment Funds, dated 16th December, 1909 (Text E.B. V., p. 155), hich had already been amended on 5th August, 1911 (Text E.B. VII., p. 136), as again amended in a few points by a resolution of the State Council, dated 1 January, 1914 (Text E.B. IX., p. 284, No. 9). The insured persons must

now pay the following monthly contributions:—0.70 fr. (hitherto 0.60 fr with a daily wage not exceeding 4.50 frs.; 1.10 fr. (hitherto 0.80 fr.) with daily wage exceeding 4.50 frs., but not exceeding 5.50 frs.; 1.50 frs. (hithert 1 fr.) with a daily wage exceeding 5.50 frs.; the daily allowances, in accordance with the above-mentioned wages classes, amount to 2, 2.20 and 2.40 frs. (hithert 20 centimes less in each case) for persons having no dependants; and for those having dependants, 2.80, 3 and 3.20 frs. (hitherto 40 centimes less in each case). As hitherto, any insured person is entitled to receive benefits in respect of 70 days in the course of a year; but the daily allowance must now be pain full for the first 50 days (hitherto 35) and only one-half during the subsequer 20 days (hitherto 35). A new regulation is one which stipulates that, should the above-mentioned daily allowances together exceed two-thirds of the wage lost during the period of benefit, the benefit must be correspondingly reduced

II. PARLIAMENTARY NOTES

[Note.—The German, French, and English editions of the *Bulletin* are referred to as G.B., F.B., and E.B., respectively.]

I. Belgium*

(May, 1914.)

I.—Old Age Pensions for Miners. (E.B. IX., p. 320, No. I.)

Sen. 13th May. Discussion on the Bill as amended by the Ch.d.R. to amend the Act of 5th June, 1911, respecting old age pensions for miners.——15th May. Adoption.

2.—Employment of Women, Young Persons, and Children. (E.B. VII., p. 454, IX., p. 320; No. 2.)

Sen. 22nd May. Discussion and vote on the Bill to amend the Act of 13th December, 1889, respecting the employment of women, young persons, and children.

3.—Hours of Work. (E.B. VII., p. 228, No. 2; VIII., p. 213, No. 3; IX., p. 320, No. 5.)

Sen. 12th and 13th May. Discussion on the Bill to limit the hours of work of engine-men in coal mines.——15th May. Vote.

4.—Sunday Rest. (E.B. VIII., p. 447, No. 5; IX., p. 320, No. 7.)

Sen. 22nd May. Discussion and vote on the Draft Bill to amend §2 of the Act of 17th July, 1905, respecting Sunday Rest in industrial and commercial undertakings.

5.—Insurance. (E.B. IX., p. 320, No. 8.)

Ch.d.R. 1st, 5th, 6th, 8th May. Continuation of the discussion and vote on the Bills respecting sickness, invalidity and old age insurance.

6.—Cheap Dwellings. (E.B. VIII., p. 430, No. 6; IX., p. 321, No. 9.)

Sen. 13th, 14th, 15th and 22nd May. Discussion and vote on the Bill to establish a National Association for cheap dwellings and houses.

^{*} Ch.d.R. = Chambre des Représentants. Sen. = Sénat.

II. British Colonies*

QUEENSLAND.

19TH PARLIAMENT.

2nd Session, from 17th June to 17th November, 1913. (Parliamentary Debates, Vols. CXIV., CXV., CXVI.)

I.—Friendly Societies Bill.

L.C. 30th July. IR. (706).—5th August. Debate, 2R. (768).—

6th August. Committee (816).—12th August. 3R. (845).

L.A. 12th August. Initiation (861).—20th August. IR. (918).-26th-28th August. Debate, 2R. (1005, 1040, 1047).—2nd September, Committee (1091).—3rd September. 3R. (1117).

Discussion of clauses on which the two Houses are not agreed: L.C. 3rd, 23rd September, 7th October (III2, 1467, 1748).—L.A. 7th, 8th, 10th

October (1783, 1794, 1877).—L.C. 14th October (1892).

Assent reported: L.A. 30th October (2317).—L.C.: 30th October (2310).

2.—Sugar Growers' Employees Bill.

L.A. 10th July. Initiation (435).——15th July. Committee, 1 and 2R., Committee (465).——16th July. Re-committed, 3R. (510).

L.C. 16th July. IR. (508).—17th July. Committee, 2 and 3R. (541,

548).

Assent reported: L.A. 29th July (675).—I.C. 29th July (673).

III. Francet

(June and July, 1914.)

I.—Old Age Pensions for Miners. (E.B. VII., p. 455, No. I.)

Ch.d.D. 18th June. Further consideration of Basly's report submitted in the previous legislative period on the draft Bill to amend the Act of 29th June, 1894, respecting old age pensions and insurance funds for miners (No. 106).

2.—Old Age Pensions for Railway Employees.

Sen. 23rd June. Report presented by Lhopiteau on the Bill as adopted by the Ch.d.D. respecting old age pensions for the staff of secondary and local railways and tramways (No. 304).

3.—National Old Age Pensions Fund.

Ch.d.D. 8th July. Bill introduced by the Minister of Labour to extend the provisions of the Act of 27th March, 1911, respecting the National Old Age Pensions Fund to the staff of the public departments, communal and colonial authorities, and to the staff of public works and certain undertakings satisfying public needs and to the families of these staffs. Referred to the Social Insurance Commission.

^{*} L.A. = Legislative Assembly. L.C. = Legislative Council.

[†] Ch.d.D. = Chambre des Députés. Sen. = Sénat.

4.—Workmen's Credit Institutions. (E.B. VIII., p. 435, No. 4; IX., p. 323, No. 3.)

Sen. 1st July. Introduction of Bill as adopted by the Ch.d.D. respecting workmen's productive societies and workmen's credit institutions (No. 337). Referred to the Bureaux.

5.—Workmen's Productive Associations. (E.B. IX., p. 324, No. 4.)

Sen. 1st July. 1st Debate on the Bill as adopted by the Ch.d.D. to amend the Act of 29th July, 1893, to allow French workers' societies to be parties to contracts entered into by the Communes for the execution of work or the supply of goods. Declaration of urgency and adoption.

6.—Pensions for Workmen and Peasants.

(a) Ch.d.D. 2nd July. Draft Bill introduced by Duboys-Fresney to amend §6 of the Act of 5th April, 1910, respecting pensions for workmen and peasants (No. 208). Referred to the Social Insurance Commission.

(b) Ch.d.D. 6th July. Draft Bill introduced by Puech to amend §4 (5) and §36 (6) of the Act of 5th April, 1910, amended by the Act of 27th February,

1912 (No. 235). Referred to the Social Insurance Commission.

(c) Ch.d.D. 10th July. 2nd Sitting. Draft Bill introduced by Doizy to amend §2 (3) of the Act of 5th April, 1910, respecting pensions for workmen and peasants (No. 335). Referred to the Social Insurance Commission.

7.—Hours of Work in Mines.

(a) Ch.d.D. 8th July. Draft Bill introduced by Basly to amend the Act of 24th December, 1913, respecting the application of the eight-hour working day to mines and stone quarries. Referred to the Mines Commission.

(b) Ch.d.D. 8th July. Draft Bill introduced by Bouveri respecting work in mines. Referred to the Mines Commission.

(c) Ch.d.D. 13th July. 2nd Sitting. Bill introduced by the Minister of Labour to amend $\S\S_0$, ga, gb, to and if of the Code of Labour, respecting hours of work in mines. Referred to the Mines Commission.

8.—Inspection of Labour.

Ch.d.D. 30th June. Draft Bill introduced by Goniaux respecting the election of delegates as inspectors of labour (No. 183).

9.—Industrial Accidents.

(a) (E.B. VII., p. 457, No. 7c; E.B. VII., p. 436, No. 5d).

Ch.d.D. 9th June. Further consideration of the Report presented in the last legislative period by Defontaine on the Bills and draft Bills to amend the Industrial Accidents Act of 9th April, 1898 (No. 60).

(b) (E.B. IX., p. 324, No. 7e.)

Ch.d.D. 12th June. Further consideration of the Report presented in the last legislative period by Doizy on: (1) Ghesquiere's draft Bills respecting the extension and application of the essential principles of compensation for njuries contained in the Act of 9th April, 1898, respecting industrial accidents, to accidents and illnesses arising out of and in the course of military service cf. E.B. VI., p. 329, No. 1k). (2) Peyroux's draft Bill to ensure a permanent compensation to citizens sustaining injuries or falling ill in the State Service active or reserve army or national defence) (cf. E.B. VII., p. 415, No. 11e) No. 73).

(c) Ch.d.D. roth July. 2nd Sitting. Draft Bill presented by Doizy, Lauche and Defontaine to amend §4 of the Acts of 9th April, 1898, and 31st March, 1905, respecting liability for industrial accidents respecting the provision of appliances enabling the victims of accidents to make use of crippled limbs (No. 338). Referred to the Social Insurance Commission.

10.—Accidents Arising in Employment in Forestry. (E.B. IX., p. 324, No. 8.)

Sen. 23rd June. Ist Debate on the draft Bill adopted by the Ch.d.D. to extend to forestry the provisions of the Act of 9th April, 1898, respecting industrial accidents. Declaration of urgency; adopted with amendments.

Ch.d.D. 30th June. Introduction of draft Bill (No. 181).—2nd July. Report presented by Emile Dumas (No. 217).—10th July. 2nd Sitting.

Declaration of urgency and adoption.

II.—Accidents Arising in Agriculture. (E.B. VIII., p. 449, No. 9; IX., p. 324, No. 9.)

Ch.d.D. 5th June. Further consideration of the Report presented by Mauger in the last legislative period on the Bill and draft Bill to extend the industrial legislation to agriculture (No. 46).

12.—English Week.

(a) Ch.d.D. 12th June. Draft Bill presented by Vaillant to ensure the necessary Sunday rest for workers through the introduction of the English week (No. 68).

(b) (E.B. IX., p. 325, No. 13a.)

Sen. Ist July. Report presented by de Selves on the Bill adopted by the Ch.d.D. to open further credits in addition to the provisional credits in the Budget for 1914, with a view to limiting the hours of work in the industrial enterprises under the control of the Ministers of Finance and of War (No. 334)—8th July. Discussion; adopted with amendments.

Ch.d.D. 9th July. Introduction of Bill as amended by the Sen. Referred to the Budget Commission. Report read by Albert Thomas

Adoption.

13.-Employment of Women and Children.

(a) Ch.d.D. 5th June. The draft Bill adopted by the Sen. to amend §§3, 4 and 7 of the Act of 2nd November, 1892, respecting the work of children girls under age and women in industrial undertakings, and §I of the Decree of 9th September, 1848, respecting hours of work in commercial industries and factories, referred again to the Ch.d.D. (No. 21).

(b) Ch.d.D. 15th July. Draft Bill presented by de l'Estourbeillon to limit and regulate the emigration of young persons and to introduc

minor's books for the same (No. 92).

14.-Hygiene. (E.B. VIII., p. 450, No. 17.)

Sen. 8th July. Report presented by Paul Strauss on Léon Bourgeois draft Bill to establish dispensaries for the poor for the prevention of tuber culosis.

15.—Invalidity. (E.B. IX., p. 326, No. 19.)

Ch.d.D. 23rd June. Further consideration of the Report presented by Schmidt in the last legislative period on the Bill and draft Bill respecting invalidity insurance.

16.—Employees' and Workers' Securities.

Ch.d.D. 14th July. Draft Bill presented by Emmanuel Brousse to amend the Act of 2nd April, 1914, to guarantee employees' and workers' securities. Referred to the Commission on Judicial Reform.

17.—Apprenticeship.

(a) (E.B. IX., p. 326, No. 21.)

Ch.d.D. 5th June. Further consideration of the Report presented by Verlot in the last legislative period on the Bill and the draft Bills respecting technical, industrial and commercial instruction (No. 44).

(b) (E.B. VIII., p. 436, No. 13.)

Sen. Ist July. Report presented by Astier on Astier's draft Bill respecting technical, industrial and commercial instruction.

(c) (E.B. VII., p. 417, No. 24; p. 457, No. 14.)

Sen. 10th July. Report presented by Henri Michel on the draft Bill of Henri Michel and Mascuraud respecting apprenticeship.

18.—Payment of Wages. (E.B. VII., p. 458, No. 15.)

Ch.d.D. 5th June. The Bill adopted by the Senate respecting the seizure of salaries and perquisites of workers and employees referred again to the Ch.d.D. (No. 22).

19.—Marine Invalidity Fund.

- (a) Ch.d.D. 5th June. The draft Bill adopted by the Senate to amend §\$2 and 8 and to extend the temporary provisions of the Act of 14th July, 1908, respecting the pensions of the Marine Invalidity Fund, referred again to the Ch.d.D. (No. 28).
- (b) Sen. 2nd July. Report presented by Riotteau on the draft Bill adopted by the Ch.d.D. to amend §\$2 and II of the Act of 14th July, 1908, respecting the pensions of the Marine Invalidity Fund (No. 344).——Ioth July. Opinion presented by Jenouvrier in the name of the Budget Commission (No. 400).——I3th July. IR. Declaration of urgency and adoption.

20.—Minimum Wage. (E.B. IX., p. 326, No. 23a.)

Ch.d.D. 18th June. Further consideration of the report presented by Basly in the last legislative period respecting the establishment of a minimum wage for all workers employed in mines and quarries (No. 16).

21.—Protection of Mothers. (E.B. VI., p. 339, No. 57.)

Ch.d.D. 1st June. Further consideration of the Report presented by Mouchel in the last legislative period on the draft Bill presented by Louis Harin and Betoulle to improve and unify the conditions regulating leave of absence for mothers in the service of the State and in industrial undertakings (No. 102).

22.—Protection of National Labour.

Ch.d.D. 26th June. Draft Bill introduced by Paul Pugliesi-Conti respecting the protection of national labour.

23.—Strikes.

Ch.d.D. 5th June. The draft Bill adopted by the Sen. to amend §§414 and 415 of the Penal Code referred again to the Ch.d.D. (No. 15).

24.—Trade Unions.

Ch.d.D. 23rd June. Draft Bill introduced by Lemire to supplement and amend the Act of 21st March, 1884, respecting trade unions (No. 140).

25.—Assistance for Large Families.

(a) Ch.d.D. 5th June. Two draft Bills introduced by Emile Dumas to amend §2, par. (4), and §5, par. (2), respectively of the Act of 14th July, 1913, respecting assistance for large families (Nos. 42 and 43).

(b) Ch.d.D. 30th June. Draft Bill introduced by Basly to amend §5 of the Act of 14th July, 1905, respecting the assistance of large families (No. 184).

(c) (E.B. IX., p. 327, No. 26a.)

Ch.d.D. 19th June. Further consideration of the Report presented by Honnorat in the last legislative period on the draft Bills of Messimy, Ghesquière and Breton to relieve the burden involved in maintaining a family.

(d) (E.B. IX., p. 327, No. 26b.)

Sen. 1st July. Introduction of the Bill introduced by the Minister of the Interior and the Minister of Finance and adopted by the Ch.d.D. respecting the completion of §6 (domicile for purposes of relief) of the Act of 14th July, 1913, respecting assistance for large families (No. 338). Referred to the Budget Commission.

(e) (E.B. VIII., p. 452, No. 28c.)

Ch.d.D. 13th July. 2nd Sitting. Draft Bill introduced by Breton respecting the establishment of national insurance to relieve the burden involved in maintaining a family. Referred to the Social Insurance Commission.

26.—Protection of Women on Confinement.

(a) (E.B. IX., p. 327, No. 27b.)

Sen. 2nd June. Introduction by the Minister of the Interior and the Minister of Finance of the Bill adopted by the Ch.d.D. to repeal the stamp duty for documents drawn up in pursuance of the Act of 17th June, 1913, respecting the protection of women on their confinement (No. 186). Referred to the Budget Commission.—29th June. Report presented by de Selves (No. 330).—3rd July. Ist Debate. Declaration of urgency and adoption.

(b) (E.B. IX., p. 327, No. 27a.)

Sen. 9th July. Report presented by Paul Strauss on the Bill adopted by the Ch.d.D. to supplement the Act of 17th June, 1913, respecting the maintenance of women on confinement by a provision authorising the prefectoral councils to decide in disputes respecting the domicile for the purpose of maintenance, arising in the application of the Act (No. 381).——13th July. 1st Debate. Declaration of urgency and adoption.

(c) Ch.d.D. 2nd July. Draft Bill introduced by Camelle to amend the provisions of the Act of 17th June and 30th July, 1913, respecting the protection of women on confinement. Referred to the Social Insurance Commission.

27.—Compulsory Support of the Aged, Infirm and Incurable. (E.B. VII., p. 460, No. 25; VIII., p. 438, No. 22; IX., p. 328, No. 29.)

Ch.d.D. 11th June. Further consideration of the Report presented by Lenoir in the last legislative period, on the Bill to amend the Act of 14th July, 1905, respecting the compulsory support of the aged, infirm and incurable. (No. 64).

III. SUMMARY OF RESOLUTIONS OF CON-GRESSES OF ASSOCIATIONS, AND MEMORIALS CONCERNING LABOUR LEGISLATION.

I. LABOUR LEGISLATION AND INSURANCE OF GENERAL APPLICATION.

I.—International Conference of Consumers' Leagues. (Conférence internationale des ligues sociales d'acheteurs.) Antwerp, 26th-28th September, 1913. (Bulletin des ligues sociales d'acheteurs, 1er trimestre 1914, p. 54.)

Minimum wage, enforcement of the payment of the minimum wage by the factory inspectors; legal proceedings against employers who knowingly pay a lower wage; introduction of a protective label; improvement of inspection; English week, Sunday rest; restriction of the work of postmen on Sundays and the eves of holidays; regulation of work in outdoor places of sale.

- Society for Social Reform. (Gesellschaft für Soziale Reform.) (a) Petition
 to the Reichstag respecting complete Sunday rest in commercial undertakings. Januar 1914. (Soziale Praxis XXIII., 536.)
 - takings. Januar 1914. (Soziale Praxis XXIII., 536.)

 I. No business to be carried on in commercial establishments, as a rule, on Sundays
- and holidays.

 II. Complete Sunday rest should be allowed, without exception, in counting-
- III. Exceptions should be allowed for retail trade in public places of sale only in so far as it is proved to be absolutely necessary to satisfy the need of consumers for fresh meat, fresh bread and cakes, milk, flowers and ice. Hours of sale should not exceed two consecutive hours in the morning, which must be before the beginning of the principal religious service.
- IV. If exceptions are allowed, not more than five hours' work should be permitted on the two Sundays before Christmas.
 - V. The regulation of Sunday rest in commercial establishments by Imperial law
- shall include:

 (I) The business of insurance companies, including mutual insurance, of insurance agents, of employment bureaux and advertisement and information offices, of savings banks, co-operative societies and other societies carrying on business on commercial lines.
 - (2) Commercial employees in hotels, public-houses, theatres, concert halls, etc., in such a manner that they are allowed a free day in the week for every Sunday on which they are on duty.
 - (3) Chemists' assistants in such a manner that the closing of the shops is arranged in rotation in places with several chemists' shops, and that in places where there is only one chemist's shop the assistants are given a free day in the week for every Sunday when they are on duty.
- VI. The offering of goods for sale in hotels and public-houses shall be forbidden during the Sunday rest, and the supply of refreshments for consumption on the premises only allowed to a limited extent.

- VII. The provisions respecting Sunday rest must be posted up in commercial establishments in a place where they can be seen.
- (b) Petition to the Chancellor urging the amendment of the provisions of the draft Conventions of Berne, respecting the international introduction of the 10-hour day for women and young persons and the prohibition of night-work for young persons. (June, 1914.)

The age of protection for young persons to be raised from 16 to 17 or 18 years; the permission to work for 60 hours a week to be deleted; limitation of certain exceptions; restriction of overtime; reduction of the periods of transition for certain industries.

3.—Ninth Congress of the Free Trade Unions of Germany. (Neunter Kongress der freien Gewerkschaften Deutschlands.) Munchen 22.—27. Juni 1914. (Korrespondenzblatt der Generalkommission der Gewerkschaften Deutschlands XXXIV., 401, 417.)

Protection against the risk of accidents; stricter regulations for the protection of workmen and complete prohibition of the employment of women and young persons on dangerous machines. Compulsory insurance against sickness for home-workers, amendment of the provisions contained in Book II. of the Imperial Insurance Code. Protection of home-workers: introduction of Wages Boards. Amendment of the Imperial Law of Association. Strengthening of the protection of persons willing to work. Development of the right of coalition: extension of this right to all workers, regardless of the nature of their employment or service; repeal of \$153 of the Industrial Code; punishment of persons who hinder or endeavour to hinder workmen and employees in the exercise of the right of coalition. Legal regulation of employment bureaux. Provision for the unemployed. Legal regulation of collective contracts.

4.—Fourteenth Annual Conference of the Labour Party. Glasgow, 27th–30th January, 1914. (Report of the Special and Annual Conferences of the Labour Party, London. The Labour Party, 28, Victoria Street, Westminster, S.W.)

Amendment of legislation respecting old age pensions so that the sum be 10s. per week instead of 5s., and that pensions be paid at 60 years instead of 70; legal minimum wage in agriculture and all other industries; 48-hour week; housing reform; inquiry into the possibility of the establishment of State-regulated prices for domestic commodities; regulation of labour exchanges and contracts of work; amendment of National Insurance Act; amendment of Workmen's Compensation Act; eight-hours shift in continuous industries; baths, plant for washing and storing working clothes in all industries which are of a dust-laden description; 60-hour week for all shop employees; protection against fire.

5.—Fourth Annual Convention of the British Columbia Federation of Labour. (New Westminster B.C., 26th-30th January, 1914. The Labour Gazette, vol. XIV., p. 950.)

Absolute exclusion of all Asiatics from Canada. Legislation to secure minimum wage boards and an 8-hour day for female workers. Weekly pay-day for all workers in mines; 6-hour day in mines and 7-hour day for all other classes of labour, with a minimum wage of \$4 per day. Eight-hour day for domestic employees and waitresses. Abolition of private employment agencies. Prohibition to ship strike-breakers into any strike district. Payment of wages fortnightly and in cash. Six-day law for street car motor men and conductors. Nine hours' work for street railway employees. Better protection of persons employed in building trades. Mine-owners to erect wash-houses for miners.

II. LABOUR LEGISLATION FOR PARTICULAR TRADES. Building Trades.

Third Congress of Workers in the Building Trades. (Dritter Bauarbeiter schutzkongress). Leipzig, 11. und 12. August 1913. (Protokoll de Verhandlungen des Dritten Bauarbeiterschutzkongresses Berlin, Verlag der Generalkommission der Gewerkschaften Deutschlands).

Imperial Law for the protection of workers in the building trades. [Standard regulations for the prevention of accidents in pulling down buildings, excavating for high and underground constructions and for scaffolding, the installation of means of transport, and the extension of buildings; free cloak-rooms, lavatories and meal-rooms, and in the case of workers employed in country districts, bedrooms with beds; protection of indoor workers from draught; prohibition of open coke fires; prohibition of the use of colours containing ead in painting and decorating of all kinds; provision of good drinking water; supervision of the building operations mentioned above by officials with complete knowledge of the building industry, with experienced workmen attached to them as controllers of buildings; election of the workmen's representatives by the same method as that used for the industrial Courts; inclusion in the Imperial Law for the protection of workers in the building trades of additional and more far-reaching regulations for the protection of workers employed on iron work in building operations; introduction of the system of direct Government work in carrying out public works in order to avoid abuses in the contract system; fresh regulations of the system of giving out Government contracts; workmen and employees to be granted complete right of coalition; conditions and wages and work ixed by employers' and workers' organisations or by collective contracts to be enforced and observed; restriction of the number of apprentices; use of employment bureaux workmen and those who are subjects of the State; prohibition of the giving out to middlemen of work or orders for the delivery of goods.]



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1914. Circular letter of the Swiss Federal Council with regard to the Diplomatic

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1912. Decree No. 38, with respect to the prohibition to import, manufacture and sell white phosphorus matches in any part of the State territory. 24th June, pp. XČIX., 311.

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Errata in Vol. IX.

Page IV., line 4: For "Overwork" read "Overtime."

Page XVIII., line 11: For "9th March" read "19th March."

Page XXIV., line 5: For "Page 190" read "Page 199."

Page XXXI., line 9: After Title "E.B." insert "IX."

Page XXXIII., 7th line from the bottom: After Title "E.B." insert "IX., p. 130."

Page XLVI., line 14: For "ioth March" read "ist March."

Page XLVI., 9th line from the bottom: For "Page 123" read "Page 132."

Page 23, 6th line from the bottom: For "Crome" read "Chrome."

Page 106, line 3: For "31st" read "21st."

Page 109, 11th line from the bottom: For "Commercial Employees' Act" read "Commercial Assistants' Act."

Page 160, line 21: For "only" read "not."

Page 232, footnote: For "E.B. VII." read "E.B. VI."

Page 284, lines 9 and 13: For "1913" read "1914."

Page 311, lines 32 and 34: For "1912" read "1913."

Page 316: Delete lines 2 and 3. (The text of this Act appeared in E.B. VI., p. 179.)

Page 333, line 5: For "Wine" read "vine."





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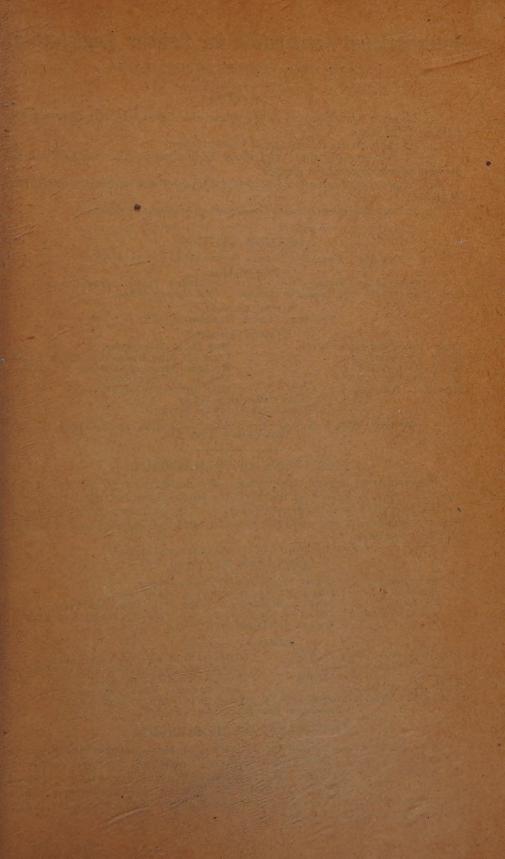
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